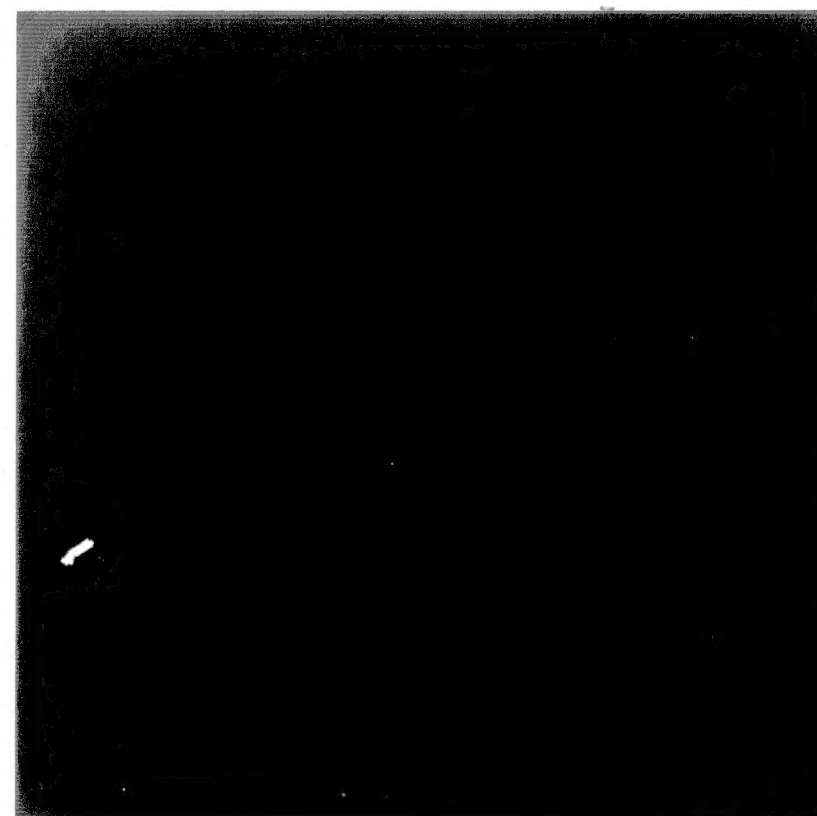
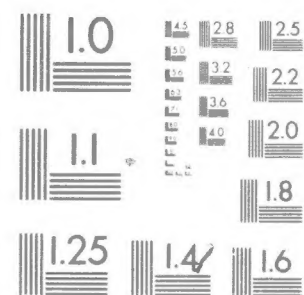
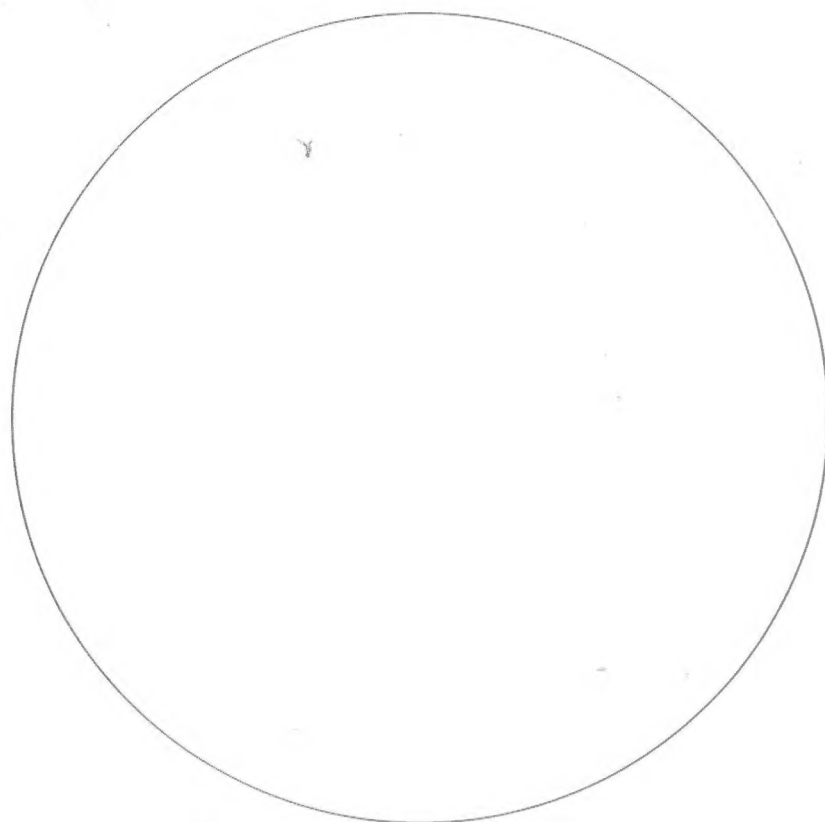
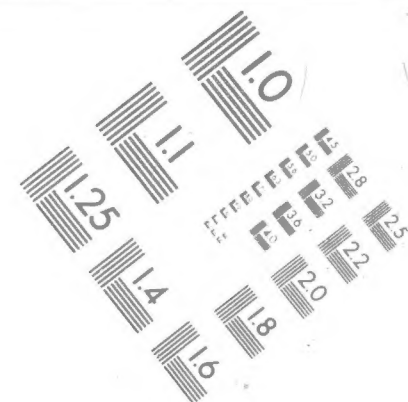
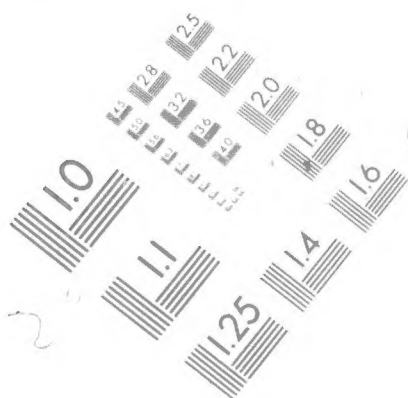
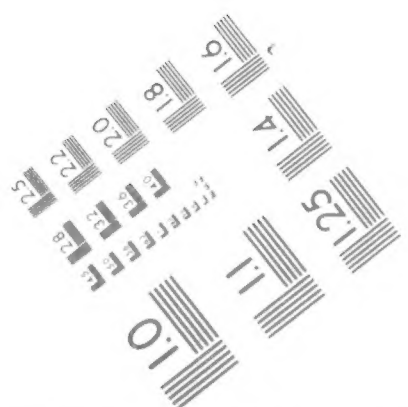


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NATIONAL ARCHIVES MICROFILM PUBLICATIONS

APPLICATIONS FOR ENROLLMENT OF THE
COMMISSION TO THE FIVE CIVILIZED TRIBES
1898 - 1914

ROLL 81

CHOCTAW FREEDMEN M 365-M 465

THE NATIONAL ARCHIVES
NATIONAL ARCHIVES AND RECORDS SERVICE
GENERAL SERVICES ADMINISTRATION

WASHINGTON: 1983

Choctaw M. Fr. 365

M. Fr. 365

Solomon Wilson

365

MINOR

ENROLLMENT
CHOCTAW FREEDMAN

Solomon Wilson

Decline to receive Feb 12 1907

Action Approved by Secretary of Interior
Mar 2 1907

Notice of Departmental Action Forwarded At
Attorneys for Choctaw And Chickasaw Nations
Mar 25 1907

Notice of Departmental Action Mailed
Applicant. Mar 25 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

365

17-NB-365.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the alleged application for the enrollment of Solomon Wilson (Jr) as a Choctaw freedman.

-: D E C I S I O N :-

It appears from the record herein that on July 26, 1906, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Solomon Wilson (Jr) as a Choctaw freedman.

It does not appear from the records of this office that any application of any nature whatsoever had been made for the enrollment of Solomon Wilson (Jr) as a Choctaw freedman prior to July 26, 1906.

On December 1, 1906 Solomon Wilson, the father of the applicant was notified that if it was claimed that application had been made for the enrollment of the applicant within the time limited by law, he should appear before the Choctaw Land Office at Atoka, Indian Territory any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time. No evidence was submitted in support of such application.

I am of the opinion that inasmuch as no application was made for the enrollment of Solomon Wilson (Jr) as a Choctaw freedman within the time limited by the provisions of Section 2 of the Act of Congress approved April 26, 1906 (34 Stats., 137), I am without authority to receive or consider or make any record of any application for his enrollment as such, and that I should decline to receive or consider the same, and it is so ordered.


Commissioner.

Muskogee, Indian Territory,

FEB 12 1907

NB. 365

190

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 20, 1906.

.....Solomon Wilson.....
.....freedman.....
as a citizen of

.....Choctaw..... Nation.

Approved..... 190...

.....
Commissioner.
.....

Received Jul 26, 1906.

17-1485

NB 365

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a ^{Freedman member} ~~minor~~ of the Choctaw Nation,
of Solomon Wilson, born on the 3 day of March, 1906.
[Here insert name of child]
Name of Father: Solomon Wilson a citizen of the Choc Nation.
Name of Mother: Paralee Wilson a citizen of the U. S. Nation.
Tribal enrollment of father: Choc Tribal enrollment of mother: _____
Postoffice: Bluff, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, Paralee Wilson on oath state that I am 17
years of age and a citizen by Marriage of the Choctaw Nation;
that I am the lawful wife of Solomon Wilson, who is a citizen, by
Adoption of the Choctaw Nation; that a Male child was
born to me on 3 day of March, 1906; that said child has been named
Solomon Wilson, and was living March 4, 1906
her
Paralee x Wilson
mark

WITNESSES TO MARK:

[Must be Two] { R. E. Tanner
Witnesses { H. C. Powell

Subscribed and sworn to before me this 24 day of July, 1906.

(SEAL)

R. E. Tanner

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, Katie Webb, a Midwife, on oath state that I
attended on Paralee Wilson, wife of Solomon Wilson
on the 3 day of March, 1906; that there was born to her on said date a Male
child; that said child was living March 4, 1906, and is said to have been named Solomon Wilson.

her
Katie x Webb
mark

WITNESSES TO MARK:

[Must be Two] { R. E. Tanner
Witnesses { H. C. Powell

Subscribed and sworn to before me this 24 day of July, 1906.

(SEAL)

R. E. Tanner

Notary Public.

17-1485

Muskogee, Indian Territory, September 7, 1906.

Solomon Wilson,

Cluff, Indian Territory.

Dear Sir:

There were received at this office July 26, 1906, affidavits of Paralee Wilson and Katie Webb to the birth of Solomon Wilson, child of Solomon and Paralee Wilson, March 3, 1906.

You will be notified of such action as is taken in regard to the affidavits to the birth of this child.

Respectfully,

Acting Commissioner.

17-NB-375.

Muskogee, Indian Territory, December 1, 1906.

Solomon Wilson,

Bluff, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on July 26, 1906 for the enrollment of your child, Solomon Wilson, as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 26, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 1, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 26, 1906.

If it is claimed that such an application was made for the enrollment of your child above named prior to July 26, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

17-B-365

Muskogee, Indian Territory, February 8, 1907.

Solomon Wilson,

luff, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of January 30, 1907, stating that you made out application for the enrollment of your child Solomon Wilson on July 25, 1906 and if it appears on the application differently it is a mistake; you further state that it is impossible for you to appear at the land office, and you ask for a blank to make out another affidavit.

In reply to your letter you are advised that this case is now receiving consideration and when a decision is reached you will be notified of the action taken therein.

Respectfully,

Commissioner.

17-MB-365.

COPY

Muskogee, Indian Territory, February 12, 1907.

Solomon Wilson,

Bluff, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 12, 1907, declining to receive the application for the enrollment of Solomon Wilson, Jr. as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED

Tamr Bixby

Commissioner.

Registered.

Incl. 17- MB-365.

17-MB-368.

COPY

Muskogee, Indian Territory, February 12, 1907.

Manoffield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen.

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 12, 1907, declining to receive the application for the enrollment of Solomon Wilson, Jr. as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *James P. Smith*

Commissioner.

Incl. 17-MB-365.

COPY

Muskogee, Indian Territory, February 12, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Solomon Wilson, Jr. as a freedman of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated February 12, 1907, declining to receive said application.

Respectfully,

SIGNED *Tame Bixby*

Commissioner.

2 Incl. 17-NB-365.

Through the
Commissioner of Indian Affairs.

12635

RECEIVED

FEB 1907

No. 1006240

Choc Fr.
365

COPY.

REFER IN REPLY TO THE FOLLOWING

DEPARTMENT OF THE INTERIOR,

Land.
15997 - 1907.

OFFICE OF INDIAN AFFAIRS,

WASHINGTON.

February 28, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to invite your attention to the enclosed record of the Commissioner to the Five Civilized Tribes in the matter of the alleged application for the enrollment of Solomon Wilson, Jr., as a Choctaw freedman.

The Commissioner found that the application in this case was not made within the time limited by the Act of Congress approved April 26, 1906 (34 Stat. L., 137), and that he was therefore without authority to receive or consider it, and on February 12, 1907, he rejected the applicant.

It being shown that the application in this case was not made within the time prescribed by law, it is recommended that the action of the Commissioner be approved.

Very respectfully,



Acting Commissioner.

KBE-T

J.P.

DEPARTMENT OF THE INTERIOR,

D.C. 12635-1907.

WASHINGTON.

O.K.

I.T.D.

6136, 6138, 6176, 6178,
6186, 6202, 6218, 6222,
6234, 6240, 6256, 6258,
6264, 6268, 6270, 6292,
6294, 6298, 6534-1907.

March 2, 1907.

L RS.

DIRECT.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases, adverse to the applicants, are hereby affirmed. Copies of Indian Office letters, submitting your reports and recommending that the decisions be affirmed, are enclosed:

Title of Case.	Date of Your Letter of Transmittal.
Robert Ward and Willie Ward (Freedmen),	February 12, 1907.
Jana Robinson (Freedman),	February 12, 1907.
Anderson Gilbert (Freedman),	February 16, 1907.
Bather Butler (Freedman),	February 13, 1907.
Aaron Hunter and Rosetta Hunter, (Freedmen)	February 13, 1907.
Cornelius Hyatt, Jr.	February 14, 1907.
Vivian Virginia Murphy and Edith M. Murphy,	February 14, 1907.
Nannie and Hughey McNeely,	February 14, 1907.
Siras Jeffie Burris et al. (Freedman),	February 14, 1907.
Solomon Wilson, Jr. (Freedman),	February 12, 1907.
Gus Willis (Freedman),	February 14, 1907.
Leeana and Fannie Robinson (Freedmen),	February 14, 1907.
Mary Butler (Freedman),	February 14, 1907.
Leeguster Shoals (Freedman),	February 14, 1907.
Green Butler (Freedman),	February 13, 1907.
Robert McAfee (Freedman),	February 14, 1907.
Minnie McKinney (Freedman),	February 14, 1907.
William Fay and Lona Otto Nelson,	February 16, 1907.
John Henry and Fred Daniels (Freedmen),	February 12, 1907.

-2-

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse E. Wilson

Assistant Secretary.

19 inc. and 38 inc. to
Ind. Of.

W.C. F. 3/3/07.

Vorname Nachname

U. S. S. S. R.

11. 00 2000000 1.0

17-NB-365

Muskogee, Indian Territory, March 25, 1907.

Solomon Wilson,

Bluff, Indian Territory.

Dear Sir:

Reference is made to your letter of March 1, 1907, the Secretary of the Interior affirmed the decision of this office of February 12, 1907, declining to receive the application for the enrollment of Solomon Wilson, Jr., as a Native Freedman.

Very respectfully,

Commissioner.

MUSEUM OF THE HISTORY OF THE CITY OF NEW YORK

[illegible]

Gay, 17 April:

Respectfully,

Comm: 5612121

Choctaw M. Fr 366

Joseph Williams

M. Fr. 366

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES,
CHOCTAW LAND OFFICE.

-- :o: --

ATOKA, INDIAN TERRITORY, DECEMBER 14, 1906.

-- :o: --

IN THE MATTER of the application of Joseph Williams
for enrollment as a Choctaw freedman.

-----oOo-----

TEXANNA PARNELL, being first duly sworn, testified
as follows:

By the Commissioner:

Q What is your name ? A Texanna Parnell.
Q What is your age ? A 18 years old.
Q What is your post office address ? A Oberlin.
Q Are you married ? A No sir.
Q What is your father's name ? A Lewis Parnell.
Q Is he a Choctaw freedman ? A No sir.
Q What is your mother's name ? A Julia Parnell.
Q Is she a Choctaw freedman ? A Yes sir.
Q Have you any sisters ? A One, Lillie Williams.
Q Have you any brothers ? A Yes sir.
Q What are their names ? A Calvin, Nathan, Gilbert, Wyatt,
Herbert and Rayford Parnell and Buddie Meadows.

The name of Texanna Parnell appears opposite
No. 1792 upon the approved roll of Choctaw freedmen,
Field Card No. 820.

Q Are you the mother of Joseph Williams ? A Yes sir.
Q When was he born ? A July 7, 1906.
Q Then this child was not living on the 4th of March, 1906 ?
A No sir.
Q You never made any application before you made this one,
did you ? A No sir.
Q This one that was dated July 24, 1906 ? A No sir.

Witness excused.

Wm. L. Martin, stenographer to the Commissioner to
the Five Civilized Tribes, on oath states that he recorded
the testimony in this cause, and that the above and fore-
going is a full, true and correct transcript of his steno-
graphic notes thereof.

Subscribed and sworn to before me this December 15, 1906.


Notary Public.

71, E. 366

IN RE APPLICATION FOR
ENROLLMENT OF

MINOR CHILD

Act of Congress

Approved April 26, 1906

Joseph Williams
as a freedman
Choctaw

Nation.

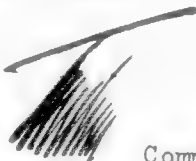
Approved

190

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED
TRIBES.

It appearing from the within affidavits that the applicant, Joseph Williams, was born subsequent to March 4, 1906, I am of the opinion that under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), I am without authority to receive, consider or make any record of any application for the enrollment of said Joseph Williams as a Choctaw freedman and therefore I should decline to receive the same, and if is so ordered.



Commissioner.

Muskogee, Indian Territory.

JAN 15 1907

RECEIVED

JUL 26 1906

✓
17-520 AC

Birth Affidavit.

DEPARTMENT OF THE INTERIOR
Commissioner to the Five Civilized Tribes.

ENROLLMENT OF MINORS ACT OF CONGRESS APPROVED APRIL 20, 1906

IN RE APPLICATION FOR ENROLLMENT, as Freedman member of the Choctaw Nation,
of Joseph Williams, born on the 7 day of July 1906
Name of Father: Tom Williams a citizen of the _____ Nation
Name of Mother: Lena Powell citizen of the Choctaw Nation
Tribal enrollment of father _____ Tribal enrollment of mother choe
Enrollment No. of father No. _____ Enrollment No. of mother No. _____
Postoffice Oshkosh, I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,)
Keweenaw District.)

I, Lena Powell, on oath state that I am 18
years of age and a citizen by Adoption of the Choctaw Nation,
that I am the lawful wife of Tom Williams, who is a citizen, by
U.S. of the _____ Nation; that a Male child was
born to me on 7 day of July 1906 that said child has been named
Joseph Williams, and was living March 4, 1906.
Lena Powell

Witnesses to Mark

[Must be two]
Witnesses])

Subscribed and sworn to before me this

22

day of

July

1906.

R. E. Thomas
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID WIFE.

UNITED STATES OF AMERICA, Indian Territory,)
Keweenaw District.)

I, Lena Powell, a midwife, on oath state that I
attended on Lena Powell wife of Tom Williams
on the 7 day of July 1906; that there was born to her on said date a
Male child, that said child was living March 4, 1906, and is said to have been
named Joseph Williams

Witnesses to Mark

[Must be two]
Witnesses])

Subscribed and sworn to before me this

22

day of

July

1906.

R. E. Thomas
Notary Public.

17-820

Muskogee, Indian Territory, September 7, 1906.

Tom Williams,

Oberlin, Indian Territory.

Dear Sir:

There were received at this office July 26, 1906, affidavits of Texanna Powell and Celia Powell to the birth of Joseph Williams, child of Tom Williams and Texanna Powell, July 7, 1906.

You will be notified of such action as is taken in regard to the affidavits to the birth of said child.

Respectfully,

Acting Commissioner.

17-V.3.-366.

Muskogee, Indian Territory, December 1, 1906.

Texana Parnell,

Oberlin, Indian Territory.

Dear Madam:

It appears from the records of the Commissioner that an application was received at this office on July 26, 1906, for the enrollment of your child, Joseph Williams, as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your child above named prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian

-2-

Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

17-VB-366

Muskogee, Indian Territory, January 16, 1907.

Tom Williams,

Oberlin, Indian Territory,

Dear Sir:

You are hereby advised that it appearing from the records of this office that your minor child, Joseph Williams, was born subsequent to March 4, 1906, the Commissioner to the Five Civilized Tribes, on January 15, 1907, dismissed the application for his enrollment as a minor Choctaw freedman.

Respectfully,

Commissioner.

Choctaw M. Fr. 367

Robert Ward

Willie Ward

M. Fr. 367

MINOR

367

ENROLLMENT
CHOCTAW FREEDMAN

Robert Ward
Willie Ward

Decline to Receive Feb 12 1907
Record Forwarded Department Feb 12 1907
Action Approved By Secretary of Interior
Mar 2 1907
Notice of Departmental Action Forwarded
Attorneys for Choctaw And Chickasaw
Nations. Mar 25 1907
Notice of Departmental Action Mailed
Applicant Mar 25 1907

ACT OF CONGRESS APPROVED APRIL 26, 1908

367

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES,
CHOCTAW LAND OFFICE.

Atoka, Indian Territory, December 31, 1906.

In the matter of the application for the enrollment of Robert and Willie Ward as Choctaw freedmen.

JESSE WARD, being first duly sworn testified as follows:

Examination by the Commissioner.

- Q What is your name? A Jesse Ward.
Q How old are you? A Thirty-two.
Q What is your Post Office address? A Hugo, I.T.
Q Are you a Choctaw freedman? A Yes sir.
Q Are you the father of Robert and Willie Ward? A Yes sir.
Q Are they both living? A Yes sir.
Q What was the name of your father? A Henry Ward.
Q Was you ever known by any other name besides Jesse Ward?
A Yes sir, sometimes they call me Jesse Belton Ward.
Q Now what is the name of your father? A Henry Ward.
Q What is the name of your mother? A Margaret.
Q Do you know the name of the owner of your father?
A Eden Ward.
Q What kin are you to Amy Shields? A Thats my grandma.
Q Is your correct name Jesse Ward? A My right name is Jesse Ward but sometimes they call me Jesse Belton Ward.

The name of Jesse Ward is identified on the approved roll of Choctaw freedmen as Jesse Belton at No. 1294, and on Choctaw freedman field card No. 603 at No. 2 thereon.

- Q What is the name of the mother of Robert and Willie Ward?
A Georgia Ward.
Q Is she a non-citizen? A I don't know sir, she aint never filed.
Q Have you been legally married to Georgia Ward? A Yes sir.
Q Did you take out a license? A Yes sir.
Q And did you also get a marriage certificate? A No sir, the preacher didn't give me any.
Q Were you married by a preacher? A Yes sir.
Q Who married you? A Edwards I believe was his name.
Q When were you married to Georgia Ward? A I don't remember now exactly how long it has been.
Q Can you secure that marriage license and certificate and send it to this office? A Yes sir if I can get them.
Q Were you married before November 11, 1903, to Georgia Ward?
A I don't remember what time it was that we were married.
Q How long have you been married to her? A About three years now I think.
Q There was filed with the Commissioner on July 26, 1906, applications for the enrollment of Willie and Robert Ward as Choctaw freedmen, and the affidavits of Georgie Ward, the mother of said children, and Manerva Clark, the mid-wife who was in attendance at the date of their birth, which affidavits were signed and

(2)

executed before T. W. Yates, a notary public, on July 25, 1906; were you present when these affidavits were signed and executed?

A Yes sir.

Q Did the notary before whom they were executed tell you that he would send them to the Commissioner at Muskogee at once?

A Yes sir.

Q Did he do so? A I reckon so.

Q Did you ever make application prior to July 25, 1906, for the enrollment of these two children? A That's the first ever I made.

Witness Excused.

I, Charles Bozarth, stenographer to the Commissioner to the five Civilized Tribes, on oath state that the above is a full, true and correct transcript of my stenographic notes as taken in said cause on said date.

Charles Bozarth

Subscribed and sworn to before me this 3 day of January, 1907.

W. H. Angell

Notary Public.

17-N.B.-367.
U.C.B.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the alleged application for the enrollment of Robert Ward and Willie Ward as Choctaw freedmen.

-----ooOoo-----

It appears from the record herein that on July 26, 1906, there were received by the Commissioner to the Five Civilized Tribes written applications for the enrollment of Robert and Willie Ward as Choctaw freedmen.

On December 31, 1906, Jesse Ward, the father of the applicants, appeared before the Commissioner to the Five Civilized Tribes at Atoka, Indian Territory, and gave testimony for the purpose of showing whether or not applications had been made for the enrollment of said applicants as Choctaw freedmen within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

On said date Jesse Ward testified that he was present when the proof of birth was executed in the matter of the applications for the enrollment of the applicants before T. W. Yates, on July 25, 1906, and that that was the first time that he ever made application for the enrollment of the applicants.

The records of this office fail to show that any application of any nature whatsoever had been made for the enrollment of the applicants prior to July 26, 1906.

It further appears from the record herein that the affidavits of the matter of the applicants, and the midwife, who was present at the birth of these applicants, were executed on July 25, 1906, before T. W. Yates, a Notary Public.

I am of the opinion that the evidence fails to establish that any application was made for the enrollment of Robert Ward and Willie Ward as Choctaw freedmen within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137); and that, therefore, I am without authority to receive or consider or make any record of any application for their enrollment as such and that I should decline to receive or consider the same, and it is so ordered.

Muskogee, Indian Territory,

FEB 12 1907


Commissioner.

N.B. 367
217

IN RE
Application for Enrollment of
INFANT CHILD

Robert Ward

as a citizen of

enoch w Nation.

Approved 190

Commissioner

Born Nov 11 1903

Jul 26 1906
N.B. 367

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Robert Ward (Here insert name of child) , born on the 11 day of November, 1903
Name of Father: Jesse Ward a citizen of the Choctaw Nation.
Name of Mother: Georgia Ward a citizen of the United States Nation.
Postoffice: H. ugo

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY, }
Central DISTRICT. }

I, Georgie Ward, on oath state that I am 19 years of age and a citizen by adoption of the Choctaw Nation; that a Male child was born to me on 11 day of November, 1903; that said child has been named Robert Ward is now living and was born on 11 day of November 1903

that I am the lawful wife of Jesse Ward, who is a citizen, by Freedman adoption of the Choctaw Nation; that a Male child was born to me on 11 day of November, 1903; that said child has been named Robert Ward is now living and was born on 11 day of November 1903
her Georgie x Ward mark
WITNESSES TO MARK: his Henry x Colbert mark
(Must be Two Witnesses) {

Subscribed and sworn to before me this 25 day of July, 1906.

(SEAL)

T. W. Yates

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY, }
Central DISTRICT. }

I, Manerva clark, on oath state that I attended on Mrs Georgie, wife of Jesse Ward on the 11 day of November, 1903, that there was born to her on said date a male child; that said child is now living and is said to have been named Robert Ward

her Manerva x Clark mark
WITNESSES TO MARK: his Henry x Colbert mark
(Must be Two Witnesses) {

Subscribed and sworn to before me this 25 day of July, 1906.

(SEAL)

T. W. Yates

Notary Public

N.B. 367
217

IN RE
Application for Enrollment of
INFANT CHILD

Willie Ward
as a citizen of

Choctaw

Nation.

Approved

190

Commissioner

Born April 11, 1905

N.B.377 Jul 26 1906

17-2

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Willie Ward, born on the 11 day of April, 1905
(Here insert name of child)
Name of Father: Jesse Ward, a citizen of the Choctaw Nation.
Name of Mother: Georgie Ward, a citizen of the United States Nation.
Postoffice Hugo

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
Central DISTRICT.

I, Georgie Ward, on oath state that I am 19
years of age and a citizen by of the United States Nation;
that I am the lawful wife of Jesse Ward, who is a citizen, by
Freedman, of the Choctaw Nation; that a child was
(Male or Female.)
born to me on 11 day of April, 1905; that said child has been named
Willie Ward, and is now living
her
Georgie x Ward
mark
WITNESSES TO MARK:

(Must be Two
Witnesses)

Subscribed and sworn to before me this 25 day of July, 1906.

(SEAL)

T. W. Yates

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
Central DISTRICT.

I, Manerva Clark, on oath state that I
attended on Mrs. Georgie Ward, wife of Jesse Ward
on the 11 day of April, 1905; that there was born to her on said date a
is now living (Male or Female)
child; that said child is now living and is said to have been named William Ward
her
Manerva x Ward
mark
WITNESSES TO MARK:

(Must be Two
Witnesses)

Subscribed and sworn to before me this 25 day of July, 1906.

(SEAL)

T. W. Yates

Notary Public.

No. 609

Certificate of Record of Marriages.

United States of America, /
THE INDIAN TERRITORY. / SCT
CENTRAL DISTRICT

I, *E. J. Hamlin*

Clerk

of the United States Court in the Indian Territory
and District aforesaid, do hereby CERTIFY that
the License for and Certificate of the Marriage of

Mr. *John Ward* and

Mrs. *Georgia Opus* was
filed in my office in said Territory and District the

16 day of *July*

A. D. 190*3* and duly recorded in Book *1*

of Marriage Record, Page *306*

WITNESS my hand and seal of said Court, at

Antietam
this *16* day of *July*

A. D. 190*3*

E. J. Hamlin

Clerk.

By *Reserve* Deputy.

P. O. *Hamden*

JAN 1 9 1901

JAN 1 9 1901

61317-3

No 609

Marriage License.

United States of America, The Indian Territory,
Central District---ss.

To Any Person Authorized by Law to Solemnize Marriage, Greeting:

You are hereby commanded to solemnize the Rite and publish the Banns of Matrimony between
Mr. *Jesse Ward*
of *Hamden* in the Indian Territory, aged *27* years,
and Miss *Georgie Spore* of *Hamden*
in the Indian Territory, aged *16* years, according to law, and do you officially sign
and return this license to the parties therein named.

WITNESS my hand and official seal this *7th* day
of *July* A. D. 190 *3*.
E. J. Hamlin
Clerk of the United States Court
Justus Deputy.

Issued at

UNITED STATES OF AMERICA, /
INDIAN TERRITORY. / SS
CENTRAL DISTRICT.

Certificate of Marriage.

I, *Reuben A. Edgewood*
a *Minister of the Gospel* do hereby certify, that on the *8th* day
of *July* A. D. 190 *6*, I did, duly and according to law, as commanded in the foregoing
License, solemnize the Rite and publish the Banns of Matrimony between the parties therein named.

Witness my hand, this *8th* day of *July* A. D. 190 *3*.

My credentials are recorded in the office of the Clerk of
the United States Court in the Indian Territory Cen-
tral District Book *2* Page *159*

Minister of the Gospel

Reuben A. Edgewood

NOTE: This License and Certificate of Marriage must be returned to the office of the Clerk of the United States Court of the Indian Territory from whence it was issued within sixty days from the date thereof or the party to whom the License was issued will be liable in the amount of One Hundred Dollars (\$100.00).

17-874

Muskogee, Indian Territory, August 27, 1906.

Jessee Ward,

Hugo, Indian Territory.

Dear Sir:

July 26, 1906, there were received at this office affidavits of Georgie Ward and Manerva Clark to the birth of Robert Ward and Willie Ward, children of Jessee Ward and Georgie Ward, November 11, 1903 and April 11, 1905.

You will be notified of such action as is taken in regard to the affidavits to the birth of these children.

Respectfully,

Acting Commissioner.

17-1.2.-7.

Muskogee, Indian Territory, December 1, 1906.

Jesse Ward,

Hugo, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on July 26, 1906, for the enrollment of your children, Robert Ward and Willie Ward, as Choctaw freedmen.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your children above named prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian

-2-

Territory, any time prior to January 1, 1907, for the purpose of
prosecuting testimony relative to the submission of such application
within the required time.

Respectfully,

Commissioner.

17-P-367

Muskogee, Indian Territory, January 24, 1907.

Jesse Ward,

Muskogee, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the marriage license and certificate between Jesse Ward and Georgie Sparks; also affidavit of J. A. Edwards stating that he was the minister who united in marriage Jesse Ward and Georgie Sparks and the same have been filed in the matter of the enrollment of your children Robert and Willie Ward.

Respectfully,

Commissioner.

-367

COPY

Muskogee, Indian Territory. February 14, 1907.

Jessie Ward,

Indian Territory.

Dear Sir:

Inclosed herewith, you will find a copy of the decision of the Indian Commissioner, dated February 12, 1907, in the case of the above named person, and the same is being forwarded to the Secretary of the Interior for review.

The final decision of the Secretary of the Interior will be sent to you as soon as it is received. Very respectfully,

Very respectfully,

SIGNED

Tame Dixey

Commissioner.

Incl. 17-NB-367

Registered.

1

• py

Mane'fido, Moursu & Cornier,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentle and:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 12, 1927, declining to receive or consider the application for the enrollment of Robert Ware and Willie Ward as Choctaw freedmen.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

10-15-1964

Commissioner .

Incl. 17-NB-367

Lusk, Indian Territory, February 12, 1907.

The Hon. Mr. [redacted],

The Secretary of the Interior:

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Robert Ward and William Ward as Choctaw freedmen, including the decision of the Commissioner to the Five Civilized Tribes, dated February 12, 1907, declining to receive or consider said application.

Respectfully,

Shirley [redacted] Bixby

Commissioner.

2 Incl.

Through the
Commissioner of Indian Affairs.

Refer in repl to the
following:

CONF.

DEPARTMENT OF THE INTERIOR,
D.C. 12635-1907. OFFICE OF INDIAN AFFAIRS,
Land
15995-1907. WASHINGTON.

February 23, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to invite your attention to the enclosed record of the Commissioner to the Five Civilized Tribes in the matter of the alleged applications for the enrollment of Robert Ward and Willie Ward as Choctaw freed men.

The Commissioner found that the applications in this case were not made within the time limited by the Act of Congress approved April 26, 1906 (34 Stat. L., 137), and that he was therefore without authority to receive or consider them, and on February 12, 1907, he rejected the applicants.

It being shown that the applications in this case were not made within the time prescribed by law, it is recommended that the action of the Commissioner be approved.

Very respectfully,

C.F. Larrabee

Acting Commissioner.

EBH-T

J.P.

DEPARTMENT OF THE INTERIOR,

D. C. 12635-1907.

WASHINGTON.

O.K.

1.T.D.

6136, 6138, 6176, 6178,
6186, 6202, 6218, 6222,
6234, 6240, 6256, 6258,
6264, 6268, 6270, 6292,
6294, 6298, 6534—1907.

March 2, 1907.

L RS.

DIRECT.

Commissioner to the Five Civilized Tribes,

Muskegee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases, adverse to the applicants, are hereby affirmed. Copies of Indian Office letters, submitting your reports and recommending that the decisions be affirmed, are enclosed:

Title of Case.	Date of Your Letter of Transmittal.
Robert Ward and Willie Ward (Freedmen),	February 12, 1907.
Jana Robinson (Freedman),	February 12, 1907.
Anderson Gilbert (Freedman),	February 15, 1907.
Kather Butler (Freedman),	February 13, 1907.
Aaron Hunter and Rosetta Hunter, (Freedmen),	February 13, 1907.
Cornelius Hyatt, Jr.	February 14, 1907.
Vivian Virginia Murphy and Edith M. Murphy	February 14, 1907.
Nannie and Hughey McNeely,	February 14, 1907.
Siras Jeffie Burris et al. (Freedmen),	February 14, 1907.
Solomon Wilson Jr. (Freedman),	February 12, 1907.
Gus Willis (Freedman),	February 14, 1907.
Leona and Fannie Robinson (Freedmen),	February 14, 1907.
Mary Butler (Freedman),	February 14, 1907.
Leeguster Sheals (Freedman),	February 14, 1907.
Green Butler (Freedman),	February 13, 1907.

Title of Case.	Date of Your Letter of Transmittal.
Robert McAfee (Freedman),	February 14, 1907.
Minnie McKinney (Freedman),	February 14, 1907.
William Fay and Lona Otta Nelson,	February 16, 1907.
John Henry and Fred Daniels (Freedmen),	February 12, 1907.

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse E. Wilson.

Assistant Secretary.

19 inc. and 38 inc. to
Ind. Of.

W.C. F. 3/3/07.

17-NB-307

Muskogee, Indian Territory, March 25, 1907.

Jesse Ward,

Hugo, Indian Territory.

Dear Sir:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 12, 1907, declining to receive or consider the application for the enrollment of Robert Ward and Willie Ward as Choctaw freedmen.

Respectfully,

Commissioner.

17-NB-367

Muskogee, Indian Territory, March 25, 1907.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 12, 1907, declining to receive or consider the application for the enrollment of Robert Ward and Willie Ward as Choctaw freedmen.

Respectfully,

Commissioner.

JAN 21 1957

Hamden It

July 1th 1903

This is to certify that
I Rev Pugh. A. Edwards did
on the 1th Day of July 1903
solemnized the matrimony
between the following named
Persons Mr Jesse Ward and
Miss Georgia Sparkes

I do here by witness my hand
Rev P. A. Edwards a minister of
the Gospel in Record
m. c. g. e. It Book a Page 147.

Choctaw M. Fr. 368

Annie Carter

Daniel Carter

M. Fr. 368

368

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

Annie Carter
Daniel Carter

Decline to receive Feb 14 1907

~~Record Forwarded~~

Record Forwarded Department Feb 14 1907
Action Approved By Secretary of Interior
Mar 4 1907

Notice of Departmental Action Forwarded
Attorneys for Choctaw and Chickasaw
Nations. Apr 13 1907

Notice of Departmental Action Mailed
Applicant. Apr 13 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

368

17-MB-363.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Annie Carter and Daniel Carter as Choctaw freedmen.

-: D E C I S I O N :-

It appears from the record herein that on July 26, 1906, there was received by the Commissioner to the Five Civilized Tribes written applications for the enrollment of Annie Carter and Daniel Carter as Choctaw freedmen.

It does not appear from the records of this office that any application of any nature whatsoever had been made for the enrollment of the applicants prior to July 26, 1906.

I am of the opinion that inasmuch as no application was made for the enrollment of the applicants, Annie Carter and Daniel Carter as Choctaw freedmen within the time limited by the provisions of Section 2 of the Act of Congress approved April 26, 1906 (34 Stat., 137), I am without authority to receive or consider or make any record of any application for their enrollment as such, and that I should decline to receive or consider the same, and it is so ordered.

SIGNED

Commissioner.

Waskogie, Indian Territory,
August 7, 1906.

17-1388

Muskogee, Indian Territory, August 11, 1906.

Milton Carter,

Atoka, Indian Territory.

Dear Sir:-

Receipt is hereby acknowledged of your letter, without date, enclosing applications for the enrollment of your children, Annie and Daniel Carter, born April 26, 1903, and December 10, 1905, respectively.

You are advised, however, that these applications were not received until July 26, 1906, and the ninety days within which the Commissioner to the Five Civilized Tribes was authorized to receive applications for enrollment of minor children of citizens of the Choctaw and Chickasaw Nations expired July 25, 1906.

Respectfully,

Commissioner.

17-1388

Muskogee, Indian Territory, September 4, 1906.

Julia Carter,

Winta, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of your letter of August 28, 1906, in which you state that you sent the names of your children in on the twenty-fifth of July and you ask for blanks for their enrollment.

In reply to your letter you are advised that affidavits have heretofore been received to the birth of Annie and Daniel Carter April 26, 1903 and December 20, 1905 respectively, and it is believed that these are the children for whom you desire blanks and you are advised that you will be notified of such action as is taken on these applications.

Respectfully,

Acting Commissioner.

17-403-366

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

Washington, Indian Territory, February 14, 1907.

Milton Carter,

Fort Smith, Arkansas.

Dear Sir:-

Enclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 14, 1907, declining to receive or consider the application for the enrollment of Annie Carter and Daniel Carter as Choctaw Freedmen.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is advised of the same.

Respectfully,



Commissioner.

Registered.
Incl. 17-403-366.

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100 100

948/56
m

REFER IN REPLY TO THE FOLLOWING

DEPARTMENT OF THE INTERIOR,

OFFICE OF INDIAN AFFAIRS,

WASHINGTON.

C O P Y

March 1, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from Commissioner Bixby, dated February 14, 1907, transmitting the report relative to the application of Annie and Daniel Carter, for enrollment of Choctaw freedmen, including the decision of the Commissioner, dated February 14, 1907, adverse to the applicants.

The decision of the Commissioner has been examined and found to be correct, and it is recommended for approval.

Very respectfully,

C. W. L. [Signature]

Acting Commissioner.

HRD-LC..

Department of the Interior.
Commissioner to the Five Civilized Tribes,
MUSKOCOE, IND. TER.

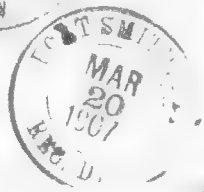
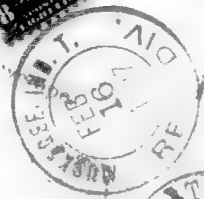
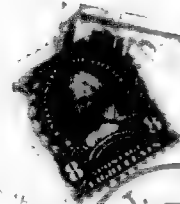
23001

10095

22621

Milton Carter,

Ft. Smith, Arkansas
Ft. Smith, Ark.
P. O.



Unclaimed. Returned to Writ.

17 N.B. 368

Choctaw M. Fr. 369

Alice Chatman

M. Fr. 369

369

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

Alice Chatman

Decline to receive Feb 21 1907

Copy of Decision Forwarded Applicant
Feb 21 1907

Copy of Decision Forwarded Attorneys for C
Choctaw and Chickasaw Nations Feb 21 1907

Record Forwarded Department Feb 21 1907

Action Approved By Secretary of Interior
Mar 4 1907

Notice of Departmental Action Forwarded
Attorneys for Choctaw And Chickasaw Nations
Apr 13 1907

Notice of Departmental Action Mailed
Applicant Apr 13 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

369

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Alice Chatman as a Choctaw freedman.

-: D E C I S I O N :-

It appears from the record herein that on July 26, 1906, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Alice Chatman as a Choctaw freedman.

It further appears from the record herein and from the records of this office that said Alice Chatman was born January 9, 1906, and that she is the daughter of America Chatman, a non citizen, and Parker Chatman whose name as Parker Chapman appears opposite No. 1757 upon the final roll of Choctaw freedmen approved by the Secretary of the Interior April 8, 1903.

It further appears from the record herein that on December 1, 1906, Parker Chatman, the father of said applicant, was duly notified that if it was claimed that any application had been made for the enrollment of said applicant as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), he should appear before the Choctaw Land Office at Atoka, Indian Territory, at any time prior to January 1, 1907, for the purpose of giving testimony relative to the submission of such application within the required time, but it does not appear from the records of this office that any appearance was made in response thereto.

It does not appear from the records of this office that any application of any nature whatsoever was ever made for the enrollment of said applicant as a Choctaw freedman prior to July 26, 1906.

Section two of the Act of Congress approved April 26, 1906 (34 Stats., 137), provides:

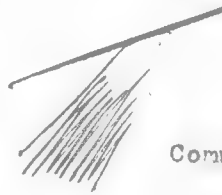
"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled".

I am of the opinion that inasmuch as application was not

17-NP-369

-2-

made for the enrollment of Alice Chatman as a Choctaw freedman within the time limited by the provisions of the above Act, I am without authority to receive or consider any application for her enrollment as such, and that therefore, I should decline to receive the same, and it is so ordered.



Commissioner.

Muskogee, Indian Territory.

FEB 21 1907

NB 369

IN RE

Application for Enrollment of

MINOR CHILDAct of Congress Approved
April 26, 1906.

..... Alice Chatman

freedman
as a citizen of

..... Choctaw Nation.

Approved..... 190...

.....
Commissioner.
.....

17-806

RECEIVED

JUL 26, 1906
NB 369

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the... Choctaw ... Nation,
 of ... Alice Chatman ... born on the ... 9 ... day of Jan ... 1906.
[Here insert name of child]
 Name of Father Parker Chactman ... a citizen of the ... choc ... Nation.
 Name of Mother America Chatman ... a citizen of the ... choc ... Nation.
 Tribal enrollment of father ... choc ... Tribal enrollment of mother ... Intermarried ...
 Postoffice ... Oberlin, I.T. ...
Oberlin.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Central ... District. }

I, America Chatman ..., on oath state that I am ... 29 ...
 years of age and a citizen by Intermarriage of the ... Choctaw ... Nation;
 that I am the lawful wife of ... Parker Chatman ..., who is a citizen, by
 ... adoption ... of the ... Choctaw ... Nation; that a ... Female ... child was
(Male or Female)
 born to me on ... 9 ... day of ... Jan ... 1906; that said child has been named
Alice chatman ... and was living March 4, 1906.
America chatman.

WITNESSES TO MARK:

[Must be Two Witnesses] { Matthew Johnson
J.W. Carraway

Subscribed and sworn to before me this ... 22 ... day of ... July ... 1906.

R.E. Tanner

(SEAL)

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Central ... District. }

I, I Nancy Chatman ..., a midwife ..., on oath state that I
 attended on ... America Chatman ..., wife of ... Parker chatman ...
 on the ... 9 ... day of ... Jan ... 1906; that there was born to her on said date a ... Female ...
(Male or Female)
 child; that said child was living March 4, 1906, and is said to have been named ... Alice chatman

her
Nancy X chatman
 mark

WITNESSES TO MARK:

[Must be Two Witnesses] { Matthew Johnson
J.W. Carraway

Subscribed and sworn to before me this ... 22 ... day of ... July ... 1906.

(SEAL)

R.E. Tanner.

Notary Public.

17-H.B-369.

Muskogee, Indian Territory, December 1, 1906.

Parker Chatman,

Oberlin, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on July 26, 1906, for the enrollment of your child, Alice Chatman, as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your child, above named, prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka,

-2-

Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

17-KB-369.

COPY

Muskogee, Indian Territory, February 21, 1907.

Parker Chatman,
Oberlin, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 21, 1907, declining to receive the application for the enrollment of Alice Chatman as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tame Bixby*

Commissioner.

Registered.
Incl. 17-KB-369.

17-NB-869.

COPY

Muskogee, Indian Territory, February 21, 1907.

Mansfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 21, 1907, declining to receive the application for the enrollment of Alice Chatman as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Jane Bixby*

Commissioner.

Incl. 17-NB-869

COPY

Muskogee, Indian Territory, February 21, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Alice Chatman as a Choctaw freedman, including the decision of the Commissioner to the Five Civilized Tribes, dated February 21, 1907, declining to receive said application.

Respectfully,

SIGNED *James Bixby*

Commissioner.

2 Incl. 17-NR-369.

Through the
Commissioner of Indian Affairs.

Mabel W. Jones, et al., (by blood),	February 21, 1907.
Charles W. Hopkins, et al. (Shoetan or Chickasaw freedman)	February 23, 1907.
T. L. Reid, Jr., et al. (by blood),	February 26, 1907.
Albert Jones (by blood)	February 26, 1907.
Arella Colbert, et al. (as citizens),	February 26, 1907.
John D. Fleming (by blood),	February 26, 1907.
Edmond Hacco Cohen (Freedman),	February 26, 1907.
Temperance Caroline Betty (by blood),	February 26, 1907.
Amos Lewis (Freedman),	February 26, 1907.
Harry A. Crowder (intermarriage),	February 26, 1907.
Gally Belives (Freedman),	February 26, 1907.
W. J. Miller, et al., (Miss. Choc.)	February 7, 1903.
Henry Pruitt, et al.,	February 26, 1907.

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

R. A. Hitchcock,

Secretary.

26 enclosures, and
63 enclosures to Ind. Of.,
with copy hereof.
WCF. 8-4-07.

12854

Office of the
Director

Aug 2 1967

No. 1 7456

Choc Fr
Minor #369

--Copy--

REFER IN REPLY TO THE FOLLOWING

LAND
19640-1907

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

March 1, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is forwarded herewith report of Commissioner Bixby, dated February 21, 1907, relative to the application for the enrollment of Alice Chatman as a Choctaw freedman, including the decision of the Commissioner of February 21, 1907, declining to receive the application.

The Office has examined the record in this case and finds the conclusions of the Commissioner to be correct, and his decision is recommended for approval.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

AJW-TH

D. C. 12654-1907.

W.H.V.

J.P.

DEPARTMENT OF THE INTERIOR,

WASHINGTON. March 4, 1907.

I. T. D.

4398, 5115, 6184, 6928,
6952, 7112, 7480, 7482,
7456, 7464, 7494, 7496,
7664, 7682, 7692, 7706,
7710, 7722, 7726, 7732,
7740, 7750, 7756, 7818,
7870, 7832,--1907.

I.P.S.

DIRECT.

Commissioner to the Five Civilized Tribes,
Waskage, Indian Territory.

Sir:

Your decisions in the following Chectaw citizenship cases, adverse to the applicants, are hereby affirmed. Copies of Indian Office letters, submitting your reports and recommending that the decisions be affirmed, are enclosed herewith:

Title of Case.

Date of your
letter of transmittal.

Carlton Smith (Visa. Chee.)	January 21, 1907.
Hattie McFarland (intermarriage).	October 19, 1906.
Elmer Meadows (Freedman)	February 13, 1907.
Daniel Oscar Slodge, et al., (by blood),	February 14, 1907.
Hula Lewis (Freedman),	February 14, 1907.
Henry Adams, (Freedman),	February 14, 1907.
Hattie Deak (intermarriage),	February 13, 1907.
Clyde R. Coleman (by blood)	February 21, 1907.
Alice Chatman (Freedman)	February 21, 1907.
Jim Brown (Freedman),	February 21, 1907.
John Frankling Brower (by blood),	February 21, 1907.
Cordelia Frazier, et al. (Freedman),	February 21, 1907.
John Herbert LeFlore (Freedman),	February 23, 1907.

17-NB-569

Muskogee, Indian Territory, April 13, 1907.

Parker Chatman,

Oberlin, Indian Territory.

Dear Sir:

You are hereby advised that on March 4, 1907, the Secretary of the Interior affirmed the decision of this office of February 21, 1907, declining to receive the application for the enrollment of Alice Chatman as a Choctaw freedman.

Respectfully,

Geo. D. Rodgers.

ACTING Commissioner.

17-NB-369

Muskogee, Indian Territory, April 13, 1907.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 4, 1907, the Secretary of the Interior affirmed the decision of this office of February 21, 1907, declining to receive the application for the enrollment of Alice Chatman as a Choctaw freedman.

Respectfully,

See D. Rodgers.

ACTING Commissioner.

Choctaw M. Fr. 370

Charley Green

Jacob Green

M. Fr. 370

In the matter of the application for enrollment of
Frank Green, Solomon Green, Charley Green, James
Green and Lucy Green as Freedmen of the Choctaw
Nation.

Frank Green, called to the stand, after being sworn,
testified as follows:

EXAMINATION BY THE COMMISSION.

Q What is your name? A Frank Green
Q How old are you? A Going on thirty years old
Q What is your postoffice address? A Oberlin
Q What are the names of your brothers and sisters?
A One is Solomon, Charley, James and Lucy
Q Has Lucy any children? A She has not one child
Q What is that child's name? A Philip Dunford
Q Are all these your brothers and sisters? A Yes, sir.
Q Was Philip Dunford living on September 25, 1902? A Yes, sir
Q Where was Charley Green been living?
A He has been living in the Territory.
Q Always lived in the Territory? A Been living in there until he
got into trouble and they carried him off
Q Sent him to the penitentiary? A Yes, sir.
Q When was that? A That was 1902
Q Did he live in the Choctaw Nation up to the time he went to
the penitentiary in 1902? A Yes, sir.
Q Where has James Green been living? A In the Choctaw Nation
Q All his life? A Yes, sir.
Q Where has Lucy Dunford been living? A In the Choctaw Nation
Q Lucy was married to Dunford in 1899? A Yes, sir.
Q And was his wife up and including September 25, 1902? A Yes, sir
Q She had one child by Dunford called Philip Dunford? A Yes, sir
Q Her husband's name was what? A Willy Dunford
Q Where is Solomon Green? A I couldn't tell just where he is
it has been a good while since I heard of him, it has been
eight or nine years.
Q Up until eight or nine years ago he lived in the Choctaw Nation
A Yes, sir.
Q Yourself and Solomon Green, Charley Green and James Green and
Lucy Dunford all have the same mother and father? A Yes, sir
Q What was your mother's name? A Emily Green
Q Or Brown? A When she died she went by the name of Brown, she
married Henry Brown.
Q Your father's name was what? A Mose Green
Q Was Emily Brown the slave of a Choctaw Indian? A Yes, sir
Q What was that indian's name? A Louis Austin
Q You say you have not heard anything from Solomon Green for
eight or nine years? A No, sir
Q Who made application for Solomon Green? A I did.
Q In 1899? A Yes, sir.
Q And he was not living in the Territory at that time?
A No, sir, he was living in prison at that time.
Q Did he live in the Choctaw country up to the time he was taken
to prison? A Yes, sir, he was taken from here.
Q When was Solomon Green sent to prison?
A He was sent to prison in 1894 or 1895
Q What was he sent there for? A Sent there for swearing to a lie
Q How long did he remain in prison? A He remained in prison five
years
Q Did you ever see him after he went to prison? A No, sir
Q You never knew whether he died or what became of him?
A No, sir, only what I heard I just heard he was out
Q He never come back to the Choctaw Nation?
A No, sir, he never come back to the Choctaw Nation.

Direct W. P. 11. 2 312 ---2

Charley Green called as a witness, after being duly sworn,
and testified as follows:

EXAMINATION BY THE PROSECUTION.

Q What is your name? A Charley Green.
Q How old are you? A Twenty-four years old.
Q What is your post-office address? A Okmulgee.
Q Are you married? A Yes, sir.
Q Have you any children? A Yes, sir, one child.
Q Did you have any children on September 22, 1902, two years ago
A Yes, sir.
Q How old is your child now? A Three years old.
Q Has he ever made any application for land?
A No, sir, never. I was 't there.
Q Has he always lived in the Choctaw country? A Yes, sir.
Q How long has he lived there? A He, sir, never left.
Witness excused.

Steve Colbert called as a witness, after being duly sworn,
and testified as follows:

EXAMINATION BY THE PROSECUTION.

Q What is your name? A Steve Colbert.
Q How old are you? A Forty-nine years old.
Q Do you know the applicants Frank Green, Solomon Green, Charley
Green, James Green and Lucy Danford? A Yes, sir.
Q What was the owner of those children? A Well, was their mother.
Q What was her full name? A Emily Brown.
Q What was their father's name? A Moses Green.
Q Was Mose Green a slave of ~~him~~ a Choctaw Indian? A Chickasaw.
Q What was the Chickasaw Indian's name? The owner James Green.
A James Colbert.
Q Did you know Mose Green during the war? A Yes, sir.
Q Before the war? A Yes, sir.
Q Where was he living then? A Living right at the house of
Mosey.
Q In the Choctaw Nation? A Yes, sir.
Q Was he the slave of James Colbert all during the war?
A Yes, sir.
Q And lived with him up until the time of the surrender?
A Yes, sir.
Q You know that? A Yes, sir.
Q Where did Mose Green live after the war?
A He lived in the Nation altogether. Never went anywhere. Lived
in the Nation.
Q Until he died? A Yes, sir.
Q When did he die? A He died in the year 1896.
Q Was Emily Brown the slave of a Choctaw Indian? A Yes, sir.
Q What was her owner's name? A Louis Austin.
Q Was Louis Austin a Choctaw Indian? A Yes, sir.
Q You are sure about that, are you? A Yes, sir.
Q Did you know Emily Brown during the war?
A No, sir, I didn't know her until after the war.
Q How did you know that she was the slave of a Choctaw Indian?
A Her mother belonged to Louis Austin.
Q You knew her mother before that? A Yes, sir.
Q How big a girl was Emily Brown when the war ended?
A Well, she was about fourteen years of age.
Q And lived with her mother? A Yes, sir.
Q Do you know where Emily Brown lived after the war?
A Lived altogether here in the Indian Nation.
Q Have all of these boys here and Lucy Danford lived in the

(C) 1980 by [illegible] 11-11-80

[illegible]

Samuel Gotschall, stenographer to the Commission to the Five Civilized Tribes, being duly sworn, on oath states that the above and foregoing is a full, true, and correct transcript of his stenographic notes as taken to him in the proceeding had in the above entitled case at Atoka, Indian Territory, on September 8, 1904.

Samuel Osterhold

Sworn to before me this 4th day of September 1904.

Wm. Kelly
Notary Public.

— 11 —

Richard Wagner

(c-1)

Oberlin, I.L. Jan 1-07

Com. to the U.S. Indian Affairs,

Oberlin, I.L.

Jan. 1-07

I am a member of the U.S. Indian Affairs, and
is a member of the U.S. Indian Affairs, and

Oberlin, I.L.

Charley Green.

COMMISSION TO THE CIVIL AFFAIRS
No. 38

RECEIVED
JAN 12 1907

1/16/07

Green, Charley,
Oberlin, I.L.
Choctaw Nation,
Jan. 18, 1907.

Transmits P.C. of Jacob Green.

CHOC-CHOC PAROLMENT

17/18/370

IN RE
Application for Enrollment of
MINOR CHILD

Act of Congress Approved
April 28, 1900.

.....
as a citizen of

..... Nation.

Approved..... 190...

.....
Commissioner.
.....

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1900.

IN RE APPLICATION FOR ENROLLMENT, as a ^{friedman} ~~citizen~~ of the *Choctaw* Nation,
 of *Jacob Green*, born on the *11* day of *September* *1901*
 (Here insert name of child)
 Name of Father *Charley Green* a ^{friedman} ~~citizen~~ of the *Choctaw* Nation
 Name of Mother *Tennessee Green, formerly Harris* a ^{friedman} ~~citizen~~ of the *Choctaw* Nation
 Tribal enrollment of father _____ Tribal enrollment of mother _____
 Postoffice *Aberdeen, S. I.*

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Central

District.

Tennessee Green, formerly Harris, on oath state that I am *22*
 years of age and a ~~citizen~~ by *friedman*, of the *Choctaw* Nation;
 that I am the lawful wife of *Charley Green*, who is a ~~citizen~~ by
friedman, of the *Choctaw* Nation; that a ~~male~~ ^{female} child was
 born to me on *11* day of *September*, *1901*; that said child has been named

Jacob Green
 giving date of birth as in error.

and was living March 4, 1906, and that affidavit
Tennessee Green

WITNESSES TO MARK:

[Must be Two
Witnesses]

Ray E. Blacklock
Luther Hall

Subscribed and sworn to before me this

*7th*day of *February*, 190*7*.

Richard Shansfelt
 Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Central

District.

We, Willie Sanford and Hector Sanford
 are personally acquainted with
 attended on *Tennessee Green*

on the *11* day of *September*, *1901*; that there was born to her on said date a ~~male~~ ^{female} child, that said child was living March 4, 1906, and is said to have been named *Jacob Green*.

WITNESSES TO MARK

[Must be Two
Witnesses]

Ray E. Blacklock
Luther Hall

Subscribed and sworn to before me this

*7th*day of *February*, 190*7*.

Richard Shansfelt
 Notary Public

72.13370²⁰

IN RE

Application for Enrollment of

INFANT CHILD

Jacob Greene
as a citizen of

Massachusetts Nation.

Approved

190

Commissioner.

JAN 11 1905

39
14-816

APR 26 1906

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the *Choctaw* Nation,
 of *Jacob Green*, born on the *10* day of *September*, 190*1*
Here insert name of child
 Name of Father, *Charles Green* a citizen of the *Choctaw* Nation,
 Name of Mother, *Tennessee Green* a citizen of the *Choctaw* Nation,
 Post office *Eastern Ark. Co.*

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,

INDIAN TERRITORY,

Central District,

Tennessee Green, on oath state that I am *23*
 years of age and a citizen, by *adoption* of the *Choctaw* Nation;
 that I am the lawful wife of *Charles Green*, who is a citizen, by
adoption of the *Choctaw* Nation; that a *Male* child was
(male or female)
 born to me on *10* day of *September*, 190*1*; that said child has been
 named *Jacob Green*, and is now living.

WITNESSES TO MARK

Tennessee Green(Must be Two
Witnesses)Subscribed and sworn to before me this *2* day of *January*, 190*3*.*R. E. Tanner*
NOTARY PUBLIC

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,

INDIAN TERRITORY,

Central District,

I, *Elija Gornett*, a *Midwife*, on oath state that I
 attended on Mrs. *Tennessee Green* wife of *Charles Green*
 on the *10* day of *September*, 190*1*; that there was born to her on
 said date a *Male* child; that said child is now living and is said to have been
(male or female)
 named *Jacob Green*.

WITNESSES TO MARK

Elija Gornett
her
Mark(Must be Two
Witnesses)*E. M. Meadows*
*Mahsa Shoalo*Subscribed and sworn to before me this *2* day of *January*, 190*3*.*R. E. Tanner*
NOTARY PUBLIC

71 B 370

IN RE APPLICATION FOR
ENROLLMENT OF

MINOR CHILD

Act of Congress

Approved April 26, 1906.

Charley Green
as a citizen of
Choctaw

Nation.

Approved

190

Commssioner.

RECEIVED

JUL 26 1906

✓
17-812 71 B. 370

Birth Affidavit.

DEPARTMENT OF THE INTERIOR
Commissioner to the Five Civilized Tribes.
ENROLLMENT OF MINORS ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as Freedman member of the Choctaw Nation,
of Charley Green, born on the 11 day of Sept 1901
Name of Father: Charley Green a citizen of the Choctaw Nation.
Name of Mother: Jessie Green a citizen of the " Nation.
Tribal enrollment of father Choctaw Tribal enrollment of mother Choctaw
Enrollment No. of father No. 4749 Enrollment No. of mother No.
Postoffice Okeahatchee, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,)

Central District.)

I, Jessie Green, on oath state that I am 23
years of age and a citizen by Adoption of the Choctaw Nation,
that I am the lawful wife of Charley Green, who is a citizen, by
Adoption, of the Choctaw Nation; that a Male child was
[Male or Female]
born to me on " day of Sept 1901; that said child has been named
Charley Green, and was living March 4, 1906.
Jessie Green

Witnesses to Mark:

[Must be two)
Witnesses].)

Subscribed and sworn to before me this 22 day of July 1906.

R. E. Tanner
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,)

Central District.)

I, Jane Danford, Midwife, on oath state that I
attended on Jessie Green wife of Charley Green
on the " day of Sept 1901; that there was born to her on said date a
Male child; that said child was living March 4, 1906, and is said to have been
[Male or Female]
named Charley Green.

Witnesses to Mark:

[Must be two)
Witnesses].)

Subscribed and sworn to before me this

22 day of July 1906

R. E. Tanner
Notary Public

IN RE
Application for Enrollment of
MINOR CHILD

Act of Congress Approved
April 26, 1906.

as a citizen of

Chickasaw Nation.

Approved FEB 9 1907 1907

Commissioner.

Date of Birth Sept 11, 1901.

RECEIVED THE INTERIOR
DEPARTMENT FOR THE CIVILIZED TRIBES

FILED

JAN 25 1907

COMMISSIONER.

*original appli-
cation received*

17715370 April 26, 1906

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1900.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
 of Jacob Green, born on the 11 day of September, 1901
(Here insert name of child)
 Name of Father: Charley Green, a citizen of the Choctaw Nation
 Name of Mother: Emmerson Green, a citizen of the " Nation
 Tribal enrollment of father: 4749 Tribal enrollment of mother: 1777
 Postoffice: Okeah Union Ind.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Central District.

I, Emmerson Green, on oath state that I am 22
 years of age and a citizen by Adoption of the Choctaw Nation;
 that I am the lawful wife of Charley Green, who is a citizen, by
Adoption of the Choctaw Nation; that a Male child was
(Male or Female)
 born to me on 11 day of September, 1901; that said child has been named
Jacob Green, and was living March 4, 1906

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this

18

day of

January1907R. E. Jamieson

Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Central District.

I, Jane Dunford, a Midwife, on oath state that I
 attended on Emmerson Green, wife of Charley Green
 on the 11 day of Sept, 1901; that there was born to her on said date a Male
(Male or Female)
 child; that said child was living March 4, 1906, and is said to have been named Jacob Green

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this

18

day of

January1907R. E. Jamieson

Notary Public

Muskogee, Indian Territory, January 11, 1905.

Charley Green,

Oberlin, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavit of Tennessee Green and Eliza Harrett relative to the birth of Jacob Green, infant son of Charley and Tennessee Green September 10, 1901.

You are advised that it is stated in the affidavit of Tennessee Green that she is a citizen by adoption of the Choctaw Nation, and the wife of Charley Green who is also a citizen by adoption of the Choctaw Nation, but the information contained therein is not sufficient to enable the Commission to identify Tennessee Green upon its records as an applicant for enrollment as a Choctaw freedman.

If Tennessee Green has been married since the time she was listed for enrollment and you will state the name under which she was listed for enrollment the names of her parents, your age, and the names of your parents, and any other information which will enable the Commission to identify you and Tennessee Green upon its records the matter will receive further consideration.

Respectfully,

Chairman.

Choctaw Freedman
816

Muskogee, Indian Territory, March 15, 1905.

Tennessee Green (Harris),
Okemuh, Indian Territory,

Dear Madam:

Receipt is hereby acknowledged of your letter of January 20, which was received at this office March 4, 1905, stating when and under what name you were registered and the information contained therein has enabled the Commission to identify you upon its records as having been enrolled as a Choctaw freedman under the name of Tennessee Harris, and your enrollment as such has been approved by the Secretary of the Interior.

Referring to the affidavits forwarded by you January 11, 1905, to the birth of your child, Jacob Green, on September 10, 1901, you are advised that it does not appear from our records that application has been made to the Commission for the enrollment of this child within the time provided by the act of Congress approved July 1, 1902, and under existing law the Commission is without authority to enroll children born to freedmen of the Choctaw and Chickasaw Nations prior to September 25, 1902, for whom no application was made prior to December 25, 1902.

Respectfully,

Chairman.

Oberlin, I. T. Jan. 20 '05.

Com to the five civilized Tribes, Muscogee, I. T.

Sirs: The letter asking for my name under which I filed is Tennessee Harris. My mother's name is Eliza Garrett. Father's name is John Harris. My age is 20 years. I was married to Charley Green Sept. 20, 1900. Was enrolled at Antlers I. T. Dec. 1902 by my mother Eliza Garrett.

Trusting this will be sufficient information for you I am

Most Obediently

Tennessee Green

(Nee) Harris

(Grandchild of Dock and
Charity Dunford.)

17-823

Muskogee, Indian Territory, September 1, 1906.

Charley Green,

Oberlin, Indian Territory.

Dear Sir:

There were received at this office July 23, 1906, affidavits of Tensee Green and Jane Dunford to the birth of Charley Green, child of Charley and Tensee Green, September 11, 1901.

You will be notified of such action as is taken in regard to the affidavits to the birth of this child.

Respectfully,

Acting Commissioner.

17-N.B-370.

Muskogee, Indian Territory, December 1, 1906.

Charley Green,

Oberlin, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on July 26, 1906, for the enrollment of your children, Charley and Jacob Green, as Choctaw freedmen.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your children above named prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka,

-2-

Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

17-NB-370

Muskogee, Indian Territory, January 16, 1907.

Tennessee Green,
Oberlin, Indian Territory.

Dear Madam:

You are advised that it appears from the record at this office that there was received on July 11, 1905, a written application for the enrollment of one, Jacob Green, son of Charley and Tennessee Green, alleged to have been born September 10, 1901, and on July 26, 1906, there was received a written application for the enrollment of one, Charley Green, son of Charley and Tennessee Green, alleged to have been born September 11, 1901. You are requested to furnish an affidavit as to whether or not Charley and Jacob Green are one and the same person. If these applications represent but one person, you should have one of the enclosed blanks executed giving the correct name and date of birth of the child, but if they represent two persons, then have both of the blanks properly executed at once and return promptly so that they will reach this office prior to January 20, 1907, in order that proper disposition may be made of these applications.

Respectfully,

B.C.

Commissioner.

17-WB-370

Muskogee, Indian Territory, January 26, 1907.

Charley Green,

Oberlin, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of January 18, 1907, inclosing affidavits of Tennessee Green and Jane Dunford to the birth of Jacob Green, child of Charley and Tennessee Green, September 11, 1901, and the same have been filed in the matter of the enrollment of said child.

Respectfully,

Commissioner.

Choctaw M. Fr. 371

Myree Dangerfield

Mat Dangerfield

Roxan Dangerfield

M. Fr. 371

371

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

Myree Dangerfield
Mat Dangerfield
Roxan Dangerfield

Decline to receive

Copy of Decision Forwarded Applicant
Applicant Jan 26 1907

Copy of Decision Forwarded Attorneys for
Choctaw and Chickasaw Nations Jan 26 1907
Record Forwarded Department Jan 26 1907
Action Approved by Secretary of Interior
Mar 2 1907

Notice of Departmental Action Forwarded
Attorneys for Choctaw And Chickasaw Nations.
Apr 4 1907

Notice of Departmental Action Mailed
Applicant Apr 4 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

371

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES,
CHOCTAW LAND OFFICE.

-- :o: --

ATOFA, INDIAN TERRITORY, DECEMBER 18, 1906.

-- :o: --

IN THE MATTER of the application for the enrollment
of Myree Dangerfield, Mat Dangerfield and Roxan Dangerfield
as Choctaw freedmen.

-----oOo-----

WILLIAM DANGERFIELD, being first duly sworn, testified
as follows:

By the Commissioner:

- Q What is your name ? A William Dangerfield.
Q What is your age ? A Will be 34 years old Christmas.
Q What is your post office address ? A Bluff, I. T.
Q Are you the father of Myree, Mat and Roxan Dangerfield ?
A Yes sir.
Q Are you a Choctaw freedman ? A No sir.
Q What is the name of the mother of these children ? A Rhoda
Dangerfield.
Q Is she a freedman ? A Yes sir.
Q Is she a Choctaw freedman or Chickasaw freedman ? A My
understanding is she has been enrolled as a Chickasaw.
Q What is your wife's father's name ? A Jerry Green.
Q Is he living ? A No sir.
Q Was he a freedman ? A Yes sir.
Q What was his owner's name ? A Turnbull.
Q What was her mother's name ? A Susan Green.
Q What was her mother's owner's name ? A I don't know, Sir;
I think the name was Colbert.
Q Her mother was a freedman, was she ? A Yes sir.
Q Has your wife any other children besides these three ?
A Yes sir.
Q Name them ? A Clemma, Cleveland, Olly and Lila.
Q Has she a niece named Amelia ? A Yes sir, Amelia Holford.

The name of Rhoda Dangerfield appears opposite
No. 4229 upon the approved roll of Choctaw freedmen,
field card No. 1319, as No. 1 on said card. The fol-
lowing endorsement appears upon the card: Nos. 1 to 6
transferred from Chickasaw freedmen card No. 1252.

- Q On July 26, 1906, the Commissioner received the applica-
tions of Myree, Mat and Roxan Dangerfield, which appear
to have been taken before R. J. Tanner, a notary public, on
July 24, 1906: were you present when these applications
were made out ? A Yes sir.
Q Did you take the papers with you after they were filled out?
A No sir.

- Q What was done with them ? A Mr. Tanner said he would send them in.
- Q Told you he would send them in in due time ? A Yes sir, said he would send them in that evening.
- Q Where were they made out ? A At Oberlin.
- Q Was there mail out of Oberlin that evening ? A No sir, I understood him to say he was going to send them in to Roswell that evening to be posted.
- Q Did you pay him for his services ? A Yes sir.
- Q Did you consider that that was as much as you could do towards getting these applications in in time ? A Yes sir.
- Q Did your wife ever make out applications for any of these children before this time ? A No sir; started down to the Church house to make out one when the lawyer was down there, but he was gone when we got down there.
- Q When was that ? A Sometime in the Spring of 1906.
- Q The lawyer was at the Church house taking applications, was he ? A Yes sir, we started there but got there too late.
- Q You know what lawyer was there ? A I think they called him lawyer Johnson.
- Q Where was he from ? A Roswell.
- Q How long was he down at the Church house taking applications ? A He was there one evening until the next morning. When we got down there he was gone.
- Q You went down for the purpose of putting in these applications ? A Yes sir.

(Witness excused)

Wm. D. Martin, stenographer to the Commissioner to the Five Civilized Tribes, on oath states that he recorded the testimony in this cause, and that the above and foregoing is a full, true and correct transcript of his stenographic notes thereof.

Subscribed and sworn to before me this the 14 day of December, 1906.

Notary Public.

17-NB-371.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

(file)

In the matter of the alleged application for the enrollment of Myree, Mat and Roxan Dangerfield as Choctaw freedmen.

It appears from the record herein that on July 26, 1906, there were received by the Commissioner to the Five Civilized Tribes written applications for the enrollment of Myree Dangerfield, Mat Dangerfield and Roxan Dangerfield as Choctaw freedmen.

On December 18, 1906, William Dangerfield, the father of the applicants, appeared before the Commissioner to the Five Civilized Tribes, at Atoka, Indian Territory, and gave testimony for the purpose of showing whether or not applications had been made for the enrollment of said applicants as Choctaw freedmen within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

On said date William Dangerfield testified that he was present when the proofs of birth of the applicants were executed before R. E. Tanner, a Notary Public, on July 24, 1906; that the said proofs of birth were left with R. E. Tanner to be mailed to the Commissioner to the Five Civilized Tribes, at Muskogee, Indian Territory and that no other applications for the enrollment of these children had been made prior to that time.

The proofs of birth filed July 26, 1906, were executed by Rhoda Dangerfield, the mother of the applicants, and Manala Jeffries, the midwife, who was present at the time of birth of these applicants, before R. E. Tanner, a Notary Public, July 24, 1906.

It does not appear from the records of this office that any application of any nature whatsoever was received for the enrollment of the applicants herein prior to July 26, 1906.

I am of the opinion that the evidence fails to establish that any application was made for the enrollment of Myree Dangerfield, Mat Dangerfield and Roxan Dangerfield as Choctaw freedmen within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), and that, therefore, I am without authority to receive or consider or make any record of any application for their enrollment as such and that I should decline to receive or consider the same, and it is so ordered.



Commissioner.

Muskogee, Indian Territory,
JAN 26 1907

N.B.371
190

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

..... Myrae Bangerfield....
.....
as a citizen of

..... Choctaw..... Nation.

Approved..... 190...

.....
Commissioner.

Received Jul 26, 1906.
N.B.371
17--1319

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Chickasaw Nation,
of Myree Dangerfield, born on the _____ day of _____
(Here insert name of child)
Name of Father: William Dangerfield, a citizen of the _____ Nation.
Name of Mother: Rhoda Dangerfield, a citizen of the _____ CHIC _____ Nation.
Tribal enrollment of father _____ Tribal enrollment of mother _____
Enrollment No. of father No. Enrollment No. of mother No. 4229
Postoffice: Bluff 1. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Central District.

I, Rhoda Dangerfield, on oath state that I am 27 years of age and a citizen by Adoption of the Chickasaw Nation; that I am the lawful wife of William Dangerfield, who is a citizen, by United States of the _____ Nation; that a Female child was born to me on 17 day of Feb. 1903; that said child has been named Myree Dangerfield and was living March 4, 1906.

Rhoda Dangerfield

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 24 day of July 1906.

(SEAL)

R. E. Tanner
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Central District.

I, Mahala Jeffries, a Midwife, on oath state that I attended on Rhoda Dangerfield, wife of William Dangerfield on the 17 day of Feb. 1903; that there was born to her on said date a Female child; that said child was living March 4, 1906, and is said to have been named Myree Dangerfield.

WITNESSES TO MARK:

[Must be Two Witnesses]

William Dangerfield
H. C. Powell

Subscribed and sworn to before me this

24

day of July 1906.

(SEAL)

R. E. Tanner

Notary Public

N.B. 371
100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

..... Mat. Dangerfield
freedman
as a ~~child~~ of

..... Choctaw Nation.

Approved..... 190...

.....
Commissioner.

Received Jul 26 1906

N.B.371

17-1319

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Chickasaw Nation,
of Mat Dangerfield born on the 18 day of May, 1904
[Here insert name of child]
Name of Father: William Dangerfield a citizen of the Chick U. S. Nation.
Name of Mother: Rhoda Dangerfield a citizen of the Chick Nation.
Tribal enrollment of father Tribal enrollment of mother
Enrollment No. of mother No. 4229
Postoffice: Bluff I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
..... Central District. }

I, Rhoda Dangerfield, on oath state that I am 27 years of age and a citizen by adoption of the Chickasaw Nation; that I am the lawful wife of William Dangerfield, who is a citizen, by United States of the United States Nation; that a Male child was born to me on 18 day of May, 1904 that said child has been named Mat Dangerfield and was living March 4, 1906.

Rhoda Dangerfield

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 24 day of July, 1906.

(SEAL)

R. E. Tanner

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
..... Central District. }

I, Mahala Jeffries, a Midwife, on oath state that I attended on Rhoda Dangerfield, wife of William Dangerfield on the 18 day of May, 1904; that there was born to her on said date a Male child; that said child was living March 4, 1906, and is said to have been named Mat Dangerfield.

her
Mahala x Jeffries
mark

WITNESSES TO MARK:

[Must be Two Witnesses] { William Dangerfield
H.C. Powell

Subscribed and sworn to before me this 24 day of July, 1906.

(SEAL)

R. E. Tanner

Notary Public.

N.B. 371

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

.....Roxan Dangerfield.....
freedman
as a citizen of

.....Choctaw..... Nation.

Approved..... 190...

.....
Commissioner.

Received Jul 26 1906.
N.B.371

17-1314

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Chickasaw Nation,
 of Roxa Dangerfield, born on the 5 day of Feb 1906
[Here insert name of child]
 Name of Father: William Dangerfield a citizen of the U.S. Nation.
 Name of Mother: Rhoda Dangerfield a citizen of the Chick Nation
 Tribal enrollment of father: Tribal enrollment of mother: Chick
 Enrollment No. of mother No. 4 229
 Postoffice Bluff I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
 Central District. }

I, Rhoda Dangerfield, on oath state that I am 27
 years of age and a citizen by Adoption of the Chickasaw Nation;
 that I am the lawful wife of William Dangerfield, who is a citizen, by
 United States of the States Nation; that a Female child was
[Male or Female]
 born to me on 5 day of Feb 1906; that said child has been named
 Roxa Dangerfield and was living March 4, 1906.

Rhoda Dangerfield

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 24 day of July 1906

(SEAL)

R. E. Tanner

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
 Central District. }

I, Mahala Jeffries, a Midwife, on oath state that I
 attended on Rhoda Dangerfield, wife of William Dangerfield
 on the 5 day of Feb 1906; that there was born to her on said date a Female
[Male or Female]
 child, that said child was living March 4, 1906, and is said to have been named Roxa Dangerfield

Maha her
 X Jeffries
 mark

WITNESSES TO MARK:

[Must be Two Witnesses] {
 William Dangerfield
 H.C. Powell

Subscribed and sworn to before me this 24 day of July 1906

(SEAL)

R. E. Tanner

Notary Public

17-1319

Muskogee, Indian Territory, September 7, 1906.

William Dangerfield,

Bluff, Indian Territory.

Dear Sir:

There were received at this office July 26, 1906, affidavits of Rhoda Dangerfield and Mahala Jeffries to the birth of Lat Dangerfield, Myree Dangerfield, and Roxa Dangerfield, May 18, 1904, February 17, 1903 and February 5, 1906.

You will be notified of such action as is taken in regard to the affidavits to the birth of these children.

Respectfully,

Acting Commissioner.

17-N.B-371.

Muskogee, Indian Territory, December 1, 1906.

Rhoda Dangerfield,

Bluff, Indian Territory.

Dear Madam:

It appears from the records of the Commissioner that an application was received at this office on July 26, 1906, for the enrollment of your children, Myree, Mat and Roxan Dangerfield, as Choctaw freedmen.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your children, above named, prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka,

-2-

Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

17-MB-371

Muskogee, Indian Territory, January 26, 1907.

William Dangerfield,

Bluff, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 26, 1907, declining to receive or consider the application for the enrollment of Myree Dangerfield, Mat Dangerfield and Roxan Dangerfield as Choctaw freedmen.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Tame Bixby

Commissioner.

Registered.

Incl. 17-MB-371.

17-NB-371.

Muskogee, Indian Territory, January 26, 1907.

Mansfield, McMurray & Cornish:

Attorneys for the Choctaw and Chickasaw Nations.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 26, 1907, declining to receive or consider the application for the enrollment of Myree Dangerfield, Mat Dangerfield and Roxan Dangerfield as Choctaw freedmen.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

James Dixon

Commissioner.

Incl. 17-N B-371.

Muskogee, Indian Territory, January 26, 1907.

The Honorable,

The Secretary of the Interior:

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Myree Dangerfield, Lat Dangerfield and Roxan Dangerfield as Choctaw freedmen, including the decision of the Commissioner to the Five Civilized Tribes, dated January 26, 1907, declining to receive or consider said application.

Respectfully,

SIGNED *Tanne Birby*

Commissioner.

2 Incl. 17-WB-371

Through the
Commissioner of Indian Affairs.

DEPARTMENT OF THE INTERIOR,

Land.
9971-1907.

OFFICE OF INDIAN AFFAIRS,

WASHINGTON.

February 27, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to invite your attention to the enclosed record of the Commissioner to the Five Civilized Tribes in the matter of the alleged application for the enrollment of Myree Mat and Roxan Dangerfield as Choctaw freedmen.

Commissioner Bixby reports that on December 18, 1906, William Dangerfield, the father of the applicants, appeared before him at Atoka and gave testimony for the purpose of showing that application had been made for the enrollment of his children as Choctaw freedmen within the time limited by the provisions of the act of Congress approved April 26, 1906 (34 Stat. L., 137); that on the date mentioned Dangerfield testified that he was present when the proofs of birth of the applicants were executed before R. E. Tanner, a notary public, on July 24, 1906; that the proofs of birth were left with Tanner to be mailed to the Commissioner at Muskogee, and that no other applications for the enrollment of the children had been made prior to that time.

The Commissioner further says that the proofs of birth filed July 26, 1906, were executed July 24, 1906, by Rhoda

12482

1 582

Dangerfield, the mother of the applicants, and Mahala Jeffries, the midwife who was present at the time of the births of the children, and that it does not appear from the records of his office that any application whatsoever was received for the enrollment of the applicants prior to July 26, 1906.

He also reports that he is of opinion that the evidence fails to establish that any application was made for the enrollment of Myree Mat or Roxana Dangerfield as Choctaw freedmen within the time prescribed by law, and that on January 26, 1907, he rejected the applicants.

The record in the case conclusively shows that the applications in this case were made after the expiration of the time prescribed by law, and for that reason the Commissioner and the Department are without jurisdiction to adjudicate the applications favorably. It is therefore recommended that the action of the Commissioner be approved.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

EBH-Y.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

J.P.
S.P.

D.C. 12432-1907.
I.T.D. 2752, 3440, 3686, 5688, 5690-1907.
5692, 5696, 5704, 5708, 5710- "
5776, 5782, 5784, 5786, 5800- "
5802, 5804, 5820, 5824, 5842- "
5848, 5854, 5886, 5892, 5890- "
5918, 5920, 5944, 5958, 5962- "
5964, 5968- "

March 2, 1907.

LRS

DIRECT.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of Case.	Date of your letter of transmittal.
John W. Betts, et al.	June 19, 1906.
Rachel Dyer,	December 20, 1906.
Mary E. Price, (intermarriage)	February 14, 1907.
Ella Horn, et al. (freedmen)	February 14, 1907.
James E. Mahardy, (freedman)	February 14, 1907.
Andy Cotton, (freedman)	February 14, 1907.
Oscar L. Stone, (intermarriage)	February 14, 1907.
Archie Newton, et al. (freedmen)	February 14, 1907.
Charlotta McCurtain (intermarriage)	February 14, 1907.
Cleoria Phillips	February 14, 1907.
Rasaphelt Butler, (freedman)	February 11, 1907.
Lewis Bird Springs, (freedman)	February 7, 1907.
Rutha Green, (free man)	February 11, 1907.

Title of Case.	Date of year letter of transmittal.
Sam Stewart (freedman)	February 11, 1907.
Jane Freeman, et al. (freedman)	January 26, 1907.
Nyree Danglefield, et al. (freedman)	January 26, 1907.
Linder Harlan (freedman)	February 13, 1907.
Frieda Lucas, et al. (Miss. Choc.)	February 12, 1907.
Ines Crunk, et al. (Miss. Choc.)	February 12, 1907.
Maggie Cotton (freedman)	February 8, 1907.
William F. Cook, (Miss. Choc.)	February 11, 1907.
Wavery Columbus Hunter, et al. (Miss. Choc.)	February 12, 1907.
Augustus Anderson (freedman)	February 13, 1907.
Albert Fulson, et al. (freedman)	February 13, 1907.
David Dyer	December 22, 1906.
Martha J. Moore, et al.	February 14, 1907.
Bill Daniels, et al. (freedman)	January 29, 1907.
Melvina King, et al.	February 12, 1907.
Levi Cernish, et al. (Miss. Choc.)	January 25, 1907.
John Roberts (Miss. Choc.)	February 12, 1907.
Joe P. Hunter (Miss. Choc.)	February 12, 1907.
Florence L. Roberts (Miss. Choc.)	February 12, 1907.

A copy hereof and the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse E. Wilson,
Assistant Secretary.

32 inc. and
64 to Ind. Of.

A. F. No.
5-2-07

17-MS-371

Muskogee, Indian Territory, April 4, 1907.

William Dangerfield,

Bluff, Indian Territory.

Dear Sir:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of January 26, 1907, declining to receive or consider the application for the enrollment of Myree Dangerfield, Mat Dangerfield, and Roxan Dangerfield as Choctaw freedmen.

Respectfully,

E. D. Rodgers.

Acting Commissioner.

Muskogee, Indian Territory, April 4, 1907.

Mansfield, McMurray & Gorish,

Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of January 26, 1907, declining to receive or consider the application for the enrollment of Myree Dangerfield, Mat Dangerfield and Roxan Dangerfield as Choctaw freedmen.

Respectfully,

W. B. Jones

Acting Commissioner.

Choctaw M. Fr. 372

Eugene Flock

M. Fr. 372

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES,
CHOCTAW LAND OFFICE.

-- :o: --

ATOKA, INDIAN TERRITORY, JANUARY 2, 1907.

-- :o: --

IN THE MATTER of the application for the enrollment
of Eugene Flack as a Choctaw freedman.

-----oOo-----

JOE FLACK, being first duly sworn, testified as
follows:

By the Commissioner:

- Q What is your name ? A Joe Flack.
Q How old are you ? A 30 years old.
Q What is your post office address ? A Atoka.
Q Are you the husband of Rosetta Flack ? A Yes sir.
Q Do you appear here to-day for the purpose of giving testimony
in the matter of the application for the enrollment of your
minor child, Eugene Flack, as a Choctaw freedman ? A Yes sir.
Q Did your wife receive a notice from the Commissioner to appear
here before January 1, 1907, to give testimony in the matter
of the enrollment of this child ? A Yes sir.
Q Why is it that you or your wife have not appeared here before
to-day ? A She is sick.
Q Has she been confined to her home on account of sickness ?
A Yes sir.
Q Is she unable to get outside of the house ? A Yes sir.
Q Why did you not appear here before ? A I just come in.
Q Where have you been ? A I have been out in the country here
a piece southwest of here.
Q When did you get in to Atoka ? A Sunday evening.
Q Why didn't you come here Monday, then ? A I went out in the
country here Monday to see about my hogs.
Q Did your wife show you this letter when you first come to
Atoka ? A She didn't show it to me until Monday evening.
Q What time Monday evening ? A About 4:30.
Q Did you come to the Choctaw Land Office then ? A I come up
yesterday morning.
Q Are you a Choctaw freedman ? A No sir.
Q Do you claim any right in the Indian Territory ? A No sir.
Q Did you ever make application for enrollment as a Cherokee
freedman ? A No sir.
Q What is the name of the mother of Eugene Flack ? A Rosetta Flack.
Q Is she a Choctaw freedman ? A Yes sir.
Q Is she now living ? A Yes sir.
Q Did she ever claim any rights in the Cherokee Nation ? A No sir.
Q Did you ever make application for the enrollment of yourself as
a Cherokee ? A No sir.
Q Did your wife, Rosetta Flack, ever make application for the en-
rollment of herself and this child Eugene as Cherokees ? A No
sir.

- Q Did you ever live in the Cherokee Nation ? A No sir.
Q Did your wife ever live in the Cherokee Nation ? A No sir.
Q What is the name of the father of Rosetta Flack ? A William Butler.
Q What is the name of her mother ? A Annie Perry.
Q What kin is she to Edie and Leti Flack ? A Brother and sister.
Q She is a sister ? A Yes sir.

The name of Rosetta Flack appears opposite No. 2160 upon the approved roll of Choctaw freedmen, and on Choctaw freedmen field card No. 1023 at No. 1 thereon.

- Q There was received by the Commissioner on July 21, 1906, an application for the enrollment of Eugene Flack as a Choctaw freedman, and the affidavits of Rosetta Flack, the mother of Eugene Flack, and Angeline McDonald, the mid-wife who was in attendance on the date of the birth of said child, which affidavits were signed and executed before E. A. Newman, a notary public, on July 20, 1906: were you present when these affidavits were executed ? A No sir.
Q Do you know what became of the application for the enrollment of Eugene Flack after these affidavits had been executed ? A No sir.
Q Do you know whether or not they were sent to Muskogee ? A No sir, I don't know.
Q Did you ever make any application for the enrollment of this child before that time ? A No sir.
Q Did your wife ever make any before July 21, 1906 ? A Not as I know of.

(Witness dismissed)

Wm. L. Martin, stenographer to the Commissioner to the Five Civilized Tribes, on oath states that the above and foregoing is a full, true and correct transcript of his stenographic notes taken in said cause on said date.

Subscribed and sworn to before me this the 21 day of January, 1907.

W. A. August
Notary Public.

cc
78372 190

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Eugene Black

as a citizen of

CHOCTAW FREEDMAN Nation.

Approved *JAN* 190...

[Signature]
Commissioner.

✓
O. R. [unclear]
17-1025 *1025* 21 1906
78372 21

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Eugene F. Black, born on the 30 day of September, 1904.
(Here insert name of child)Name of Father: Joe Black a citizen of the Cherokee Nation.Name of Mother: Martha Black a citizen of the Cherokee Nation.Tribal enrollment of father: Cherokee Tribal enrollment of mother: CherokeePostoffice: Okmulgee, Okla.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Central District.

I, Martha Black, on oath state that I am 27
years of age and a citizen by birth, of the Cherokee Nation;
that I am the lawful wife of Joe Black, who is a citizen, by
of the Cherokee Nation; that a male child was
born to me on 30 day of September, 1904; that said child has been named
Eugene F. Black, and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two
Witnesses]Subscribed and sworn to before me this 20 day of January, 1906.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Central District.

I, Martha Black, a midwife, on oath state that I
attended on Martha Black, wife of Joe Black,
on the 30 day of September, 1904; that there was born to her on said date a male
child; that said child was living March 4, 1906, and is said to have been named Eugene F. Black.

WITNESSES TO MARK:

[Must be Two
Witnesses]Subscribed and sworn to before me this 20 day of January, 1906.

Notary Public.

17-1083

London, England, August 1, 1906.

G. W. Tiedt,

Atlin, Indian Territory.

Dear Sir:

I beg to acknowledge your letter of July
16, 1906, and with reference to the same I beg to
inform you that the same has been forwarded to
the proper authorities, and I beg to inform you
that the same has been forwarded to the proper
authorities, and I beg to inform you that the same
has been forwarded to the proper authorities.

Very truly,
Yours,
G. W. Tiedt.

Commissary G. W. Tiedt.

17-N.B372.

Muskogee, Indian Territory, December 1, 1906.

Losetta Flax^h,

Atoka, Indian Territory.

Dear Madam:

It appears from the records of the Commissioner that an application was received at this office on July 27, 1906, for the enrollment of your child, Eugene Flax^h, as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your child, above named, prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka,

-2-

Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

Choctaw M. Fr. 373

Clayton Howloway

Jefferson Howloway

M. Fr. 373 /

378

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

Clayton Howloway
Jefferson Howloway

Decline to receive Feb 14 1907

Record forwarded Department Feb 14 1907
Action Approved by Secretary of Interior
Mar 4 1907

Notice of Departmental Action Forwarded
Attorneys for Choctaw And Chickasaw
Nations Apr 5 1907

Notice of Departmental Action Mailed A
Applicant. Apr 5 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

378

N.B.373

Jefferson Howlaway

Choctaw, Freedman

Born Aug. 17, 1905.

17-386 Jul 27 1906

N. B. 373

SCOTT GARDNER

Notary Public

Eagletown, I. T. July 24, 1906.

In Re application for Enrollment as a Citizen of the Choctaw
nation of Jefferson Howlaway born on the 17 day of August 1905.
Name of father Josph Howlaway a citizen of the state
Name of mother Virginia Filey a citizen of the Freman Choctaw
nation

P. O. Eagletown, I. T.

(affidavit of mother)

I Virginia Riley on oath state that I am 26 years of age and a
citizen By Freman of the Choctaw nation that I am the lawfull
wife of Josph Howlaway who is a citizen of the state that a
male child was Born to me on 17 day of August that said child
has been named Jefferson Howlaway and is now living
Subscribed and sworn to before me this 24 day of July 1906. Virginia Riley.

Scott Gardner
Commission expires may 31 1910 Mid-Wife
Central dist.

(SEAL)

I am Marthen Burris a Graney on oath state that I attended on
Mrs Virginia Riley wife of Josph Howlaway 17 day of August 1905
that thire was born to her on said date male child that said
child is now living and is said to have been named Jefferson
Howlaway.

her
Marthen Y Burris
mark

(SEAL)

Witness Holman Brown
Adam Larisa

Subscribed and sworn to before me this 25 day July 1906.

Scott Gardner N.P.

My Commission Expires may 31 1910.

17-NP-373

W-A-P

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the alleged applications for the enrollment of Clayton Howlaway and Jefferson Howlaway as Choctaw freedmen.

D E C I S I O N

It appears from the record herein that on July 27, 1906, there were received by the Commissioner to the Five Civilized Tribes written applications for the enrollment of Clayton Howlaway and Jefferson Howlaway as Choctaw Freedmen.

It does not appear from the records of this office that any applications of any nature whatsoever had been received for the enrollment of the applicants prior to July 26, 1906.

On December 1, 1906, Virginia Riley was notified that if it was claimed that any applications had been made for the enrollment of the applicants as Choctaw freedmen prior to July 26, 1906, she should appear at the Choctaw Land Office at Atoka, Indian Territory, before January 1, 1907, and give testimony relative to the submission of said applications within the time limited by the provisions of the Act of Congress approved April 26, 1906, (34 Stats., 137).

No evidence was offered in support of said applications.

I am of the opinion that inasmuch as no applications were made for the enrollment of Clayton Howlaway and Jefferson Howlaway as Choctaw freedmen within the time limited by the provisions of the Act of Congress approved April 26, 1906, (34 Stats., 137), I am therefore without authority to receive or consider or make any record of any applications for their enrollment as such; that I should decline to receive the same, and it is so ordered.



Commissioner.

Muskogee, Indian Territory,

FEB 11 1907

N.B.373

188

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Clayton Howlaway

Freedman

as a citizen of

Choctaw

Nation.

Approved..... Born Jan 2, 1904
190.....

Commissioner.

17.386

N.B.373 Jul 27 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Clayton Howlaway (Here insert name of child), born on the 2 day of Jan, 1904.
Name of Father Josph Howlaway, a citizen of the State ~~Nation~~.
Name of Mother Virginina Riley, a citizen of the Preman Choctaw Nation.
Tribal enrollment of father _____ Tribal enrollment of mother _____
Postoffice Eagletown, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Central

District

I, Virginina Riley, on oath state that I am 26 years of age and a citizen by Preman the Choctaw Nation;
that I am the lawful wife of Josph Howlaway, who is a citizen, by state of the State Nation; that a male child was born to me on 2 day of Jan, 1904; that said child has been named Clayton Howlaway and was living March 4, 1906.
is now Virginina Riley.

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 24 day of July, 1906.

Scott Gardner

(SEAL)
my commission Expires may 31 1910

Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Central

District

I, Marthen Burris Graney, on oath state that I attended on Virginia Riley, wife of Josph Howlaway, on the 2 day of Jan, 1904; that there was born to her on said date a male child, that said child is now Clayton Howlaway and was living March 4, 1906, and is said to have been named Clayton.

Howlaway

her

Marthen X. Burris
mark

WITNESSES TO MARK:

J. J. Pinekard

[Must be Two Witnesses]

Holmon Brown

Subscribed and sworn to before me this 24 day of July, 1906.

(SEAL)

Scott Gardner

Notary Public

17-386

Muskogee, Indian Territory, August 29, 1906.

Joseph Howlaway,

Eagletown, Indian Territory.

Dear Sir:

There were received at this office July 27, 1906, affidavits of Virginia Riley and Marther Burris to the birth of Clayton Howlaway, child of Joseph Howlaway and Virginia Riley, January 2, 1904.

You will be notified of the action taken in regard to the affidavits to the birth of this child.

Respectfully,

Acting Commissioner.

17-N.P.-373.

Muskogee, Indian Territory, December 1, 1906.

Virginia Piley,

Eagletown, Indian Territory.

Dear Madam:

It appears from the records of the Commissioner that an application was received at this office on July 27, 1906, for the enrollment of your children, Clayton and Jefferson Howlaway, as Choctaw freedmen.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it was claimed that such an application was made for the enrollment of your children, above named, prior to July 25, 1906, you should appear before the Choctaw Land office at

-2-

Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

Atoka, Indian Territory, December 15, 1906.

Virginia Holoway,

Eagletown, Indian Territory.

Dear Madam:

Replying to your letter of December 12, 1906, you are advised that if you desire to submit testimony to show that application was made for the enrollment of your children within the time prescribed by the Act of Congress approved April 24, 1906, you should appear at the Cheetaw Land Office, at Atoka, Indian Territory, prior to January 1, 1907, for the purpose of introducing such testimony.

Respectfully,

Commissioner.

17-NB-373

COPY

Muskogee, Indian Territory, February 14, 1907.

Joseph Howlaway,
Eagletown, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 14, 1907, declining to receive or consider the application for the enrollment of Clayton Howlaway and Jefferson Howlaway as Choctaw freedmen.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tamc Bixby*

Commissioner.

Registered.

Incl. 17-NB-373

17-MB-373

Muskogee, Indian Territory, February 14, 1907.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 14, 1907, declining to receive or consider the application for the enrollment of Clayton Howlaway and Jefferson Howlaway as Choctaw freedmen.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tamc Dixby*

Commissioner.

Incl. 17-MB-373

COPY

Muskogee, Indian Territory, February 14, 1907.

The Honorable;

The Secretary of the Interior:

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Clayton Howlaway and Jefferson Howlaway as Choctaw freedmen, including the decision of the Commissioner to the Five Civilized Tribes, dated February 14, 1907, declining to receive or consider said application.

Respectfully,

SIGNED *James Dixby*

Commissioner.

2 Incl.

Thru in the
Commissioner of Indian Affairs.

13271

1907

6872

Choc 72
minor 378

948/320
-Copy-

REFER IN REPLY TO THE FOLLOWING:

Land.
16294-1907

DEPARTMENT OF THE INTERIOR,

OFFICE OF INDIAN AFFAIRS,

WASHINGTON. March 1, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from Commissioner Bixby, dated February 14, 1907, transmitting the record relative to the applications of Clayton and Jefferson Howlaway for enrollment as Choctaw freedmen, including the decision of the Commissioner dated February 14, 1907, adverse to the applicants.

The decision of the Commissioner has been examined and found to be correct and the same is recommended for approval.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

H.R.D. - NL

D. C. 13271-1907.

J.P.
S. P.

DEPARTMENT OF THE INTERIOR,

WASHINGTON. March 4, 1907.

I. T. 7.

6112, 6230, 6231, 6714-1907.
6232, 6272, 6273, 6240- "
6234, 6235, 6220, 6222- "
7304, 6226, 7200, 7232- "

DIRECT,

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Chectaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed.

Title of Case.	Date of your letter of transmittal.
Ema Crawford, (internarried)	February 15, 1907.
Osie A. Stidham (internarried)	February 15, 1907.
Wesley Hall (freedman)	February 15, 1907.
Lucyella Featherly, et al.	February 12, 1907.
Charlotte Jones (freedman)	February 14, 1907.
Clayton Howlaway, et al. (freedman)	February 14, 1907.
Lillie Yeak	February 21, 1907.
Agnes Childers (internarried)	February 14, 1907.
Ema Brown (freedman)	February 19, 1907.
Willie Schooley, et al.	February 20, 1907.
Abner Owens, et al. (freedman)	February 23, 1907.
Edna H. Gardner	February 21, 1907.
Mary M. Boyles, et al. (freedman)	February 20, 1907.
Bessie Turney	February 21, 1907.
Richard S. Kennight, et al.	February 18, 1907.
Abigail Vimbie, et al.	February 21, 1907.

A copy hereof and the papers in the above mentioned

-2-

cases have been sent to the Indian Office.

Respectfully,

K. A. Hitchcock,

Secretary.

12 inc. and
12 to Ind. Of.

W.P. 3-5-07.

17-NB-373

Muskogee, Indian Territory, April 5, 1907.

Joseph Howlaway,

Eagletown, Indian Territory.

Dear Sir:

You are hereby advised that on March 4, 1907, the Secretary of the Interior affirmed the decision of the Commissioner to the Five Civilized Tribes, rendered February 14, 1907, declining to receive or consider the application for the enrollment of Clayton Howlaway and Jefferson Howlaway as Choctaw freedmen.

Respectfully,

Sis. D. Rodgers.

Acting Commissioner.

17-NB-373

Muskogee, Indian Territory, April 5, 1907.

Massfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 4, 1907,
the Secretary of the Interior affirmed the decision of the
Commissioner to the Five Civilized Tribes, rendered February
14, 1907, declining to receive or consider the application
for the enrollment of Clayton Howlaway and Jefferson Howlaway
as Choctaw freedmen.

Respectfully,

Acting Commissioner.

Choctaw M. Fr. 374

Oscar Nail

M. Fr. 374

MINOR ENROLLMENT

CHOCTAW FREEDMAN

Oscar Nail

Decline to receive Feb 14 1907

Copy of Decision Forwarded Applicant
Feb 14 1907Copy of Decision Forwarded Attorneys for
Choctaw and Chickasaw Nations Feb 14 1907

Record Forwarded Department Feb 14 1907

Action Approved By Secretary of Interior
Mar 2 1907Notice of Departmental Action Forwarded
Attorneys for Choctaw and Chickasaw
Nations. Apr 3 1907Notice of Departmental Action Mailed
Applicant Apr 3 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

FEB 14 1907

Indian Territory,
Central District.

Be it known, that on this the 5th day of February, 1907,
appeared before me a notary public in and for the Territory and Dis-
trict aforesaid, Carrie Robbins, who after being duly sworn deposes
and makes affidavit as follows, to-wit:

I, Carrie Robbins, am 29 years of age, I was present when
Eliza Nail made application for enrollment of Oscar Nail as a Choctaw
freedman and saw he mail same at Mead, I. T. on the 25th day of July,
1906.

CARRIE ROBBINS.

Sworn and subscribed to before me this the 5th day of Feb. 1907.

LUTHER D. DAVIS, N.P.

My Commission expires Jan. 7, 1909.

United States of America,
Central District, Ind. Ter.

On this 5th day of February, 1907 personally appeared before me Luther D. Davis, a Notary Public within and for the Central District of the Indian Territory, Eliza Nail of Mead, Indian Territory, who, after being by me duly sworn, testifies as follows:

My name is Eliza Nail. I am 23 years old, and a Choctaw freedman and the mother of Oscar Nail, an infant born on the 13th day of December, 1904. I made application for the enrollment of my child, Oscar Nail, on the 25th day of July, 1906, and, on the same day, forwarded same to the office at Muskogee, Indian Territory, I was not informed as to the manner of procedure and, as a consequence, did not make application in time to reach the office at Muskogee, by July 25. I was of the opinion that I had to make out my application by July 25 and thought that that was all that was necessary for me to do.

I received a communication from Hon. Tams Bixby, dated December 1st, 1906, stating that if I had made application, as the law requires, that I should appear at the land office at Atoka, Indian Territory by Jan. 1st, 1907, but I again failed to do this, because I did not have the money to go. I have now made arrangement by which I can get the money and am ready to appear at such time and place as the Commission may direct, if I would be permitted to do so.

Eliza Nail.

Subscribed and sworn to before me this the 5th day of February, 1907.

Luther D. Davis,

Notary Public.

My Commission expires Jan. 7, 1909.

Mead 1. T.

Central Dist)
Ind Ter)

Application For enrollment of Oscar Nail Nail as
a Chickasaw Freedman of the Chickasaw Nation-----

I Eliza Nail state on oath that I am the Lawful Wife of
Sonny Nail who is enrolled as Freedman member of Chickasaw Tribe
of Indians That on the 13 day Dec: 1904 There was born to me a
Male child and said child is still Living. This July 25, 1906 and
has been named Oscar Nail

Eliza Nail Her x Mark

Witnesses to Mark
Jesse Willims
Lewis Robins

Subscribed and sworn to before me this 25
day of July 1906 E. Q. Franklin
(SEAL)

Central Dist)
Ind Ter) Mead 1. T.

I Carrie Robins, state on oath that I attended on Eliza
Nail who is the Lawful Wife of Sonny Nail. on the 13 day of Dec:
1904 and There was born to her a Male child and said child is
still Living and has been named Oscar Nail: This the 25th day of
July 1906:
her
Carrie x Robins
mark

Witnesses to Mark)
Jesse Willims)
Lewis Robins)

Subscribed and sworn to before me
This July 25 1906 E. Q. Franklin
Notary Pub. (SEAL)

Enrolled on back as follows:

N.B. 374
Oscar Nail
Choctaw Freedman

Born Dec 13, 1904

Jul 27 1906
N.B. 374

17-1203

17-NB-374.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the alleged application for the enrollment of Oscar Nail as a Chickasaw freedman.

-: D E C I S I O N :-

It appears from the record herein that on July 27, 1906, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Oscar Nail as a Chickasaw freedman.

It does not appear from the records of this office that any application of any nature whatsoever had been made for the enrollment of the applicant prior to July 26, 1906.

On December 1, 1906, Sonny Nail, the father of the applicant, who has been finally enrolled as a Choctaw freedman, was notified by this office that if it was claimed that application had been made for the enrollment of the applicant within the time limited by law, he should appear before the Choctaw Land Office at Atoka, Indian Territory any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time. No evidence was submitted in support of such application.

I am of the opinion that inasmuch as no application was made for the enrollment of the applicant, Oscar Nail, as a Choctaw or Chickasaw freedman within the time limited by the provisions of Section 2 of the Act of Congress approved April 26, 1906 (34 Stats., 137), I am without authority to receive or consider or make any record of any application for his enrollment as such, and that I should decline to receive or consider the same, and it is so ordered.


Commissioner.

Indian Territory,
FEB 14 1907

17-1203

Muskogee, Indian Territory, August 28, 1906.

Sonny Nail,

Lead, Indian Territory.

Dear Sir:

July 27, 1906, there were received at this office affidavits of Eliza Nail and Carrie Robins to the birth of Oscar Nail child of Eliza and Sonny Nail December 13, 1904.

You will be notified of such action as is taken in regard to the affidavits to the birth of this child.

Respectfully,

Acting Commissioner.

17-N.B. 374.

Muskogee, Indian Territory, December 1, 1906.

Sony Nail,

Mena, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on July 27, 1906, for the enrollment of your child, Oscar Nail, as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your child above named prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian

-2

Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the admission of such application within the required time.

Respect fully,

Commissioner.

17-NB-374

COPY

Muskogee, Indian Territory, February 14, 1907.

Sonny Nail,

Mead, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 14, 1907, declining to receive or consider the application for the enrollment of Oscar Nail as a Choctaw or Chickasaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Jame Bixby*

Commissioner.

Registered.

Incl. 17-NB-374

17-NB-374

COPY

Muskogee, Indian Territory, February 14, 1907.

Mansfield, Mc Murray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 14, 1907, declining to receive or consider the application for the enrollment of Oscar Nail as a Choctaw or Chickasaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Jame Bixby*

Commissioner.

Incl. 17-NB-374

COPY

Muskogee, Indian Territory, February 14, 1907.

The Honorable,

The Secretary of the Interior:

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Oscar Nail as a Choctaw or Chickasaw freedman, including the decision of the Commissioner to the Five Civilized Tribes, dated February 14, 1907, declining to receive or consider said application.

Respectfully,

SIGNED *Tamm Bixby*

Commissioner.

2 Incl.

Through the
Commissioner of Indian Affairs.

Land.
16287-1907.
D.C. 12643

COPY.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 27, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from Commissioner Bixby, dated February 14, 1907, transmitting the record relative to the application of Oscar Neil for enrollment as a Chickasaw freedman including the decision of the Commissioner, dated February 14, 1907, adverse to the applicant.

The decision has been examined and found to be correct and the same is recommended for approval.

Very respectfully,

C.F.Larrabee,

Acting Commissioner.

H.R.D.-NL

LRS
I.T.D.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

J.P.
O.K.

March 2, 1907.

5672, 5720, 5724-1907.
5734, 5778, 5810-1907.
5812, 5818-1907.

DIRECT.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the follosing Chickasaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed.

Title of Case.	Date of Your Letter of Transmittal.
Bertie P. Yoakum et al.,	January 16, 1907.
Charles M. Dorchester et al.,	January 25, 1907.
Oscar Nail (Choctaw or Chickasaw Freedman)	February 14, 1907.
Arsnow Woody & John L. Woody, Jr.	January 25, 1907.
Robert Grant Murray & Bernice Murray,	January 24, 1907.
Callie Bedford et al., (Choctaw or Chick- asaw Freedman)	February 13, 1907.
Walter Giles et al. (Chickasaw Freedman)	February 12, 1907.
Ceacle Marion Looney & Iva Lolita Looney,	February 12, 1907.

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,
Jesse E. Wilson,
Assistant Secretary.

AFMc

3-2-07.

17-27-374

Muskogee, Indian Territory, April 3, 1907.

Sonny Nail,

Wend, Indian Territory.

Dear Sir:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 14, 1907, declining to receive or consider the application for the enrollment of Oscar Nail as a Choctaw or Chickasaw freedman.

Respectfully,

E. A. Roberts.

Acting Commissioner.

Muskogee, Indian Territory, April 7, 1907.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 14, 1907, declining to receive or consider the application for the enrollment of Oscar Nail as a Choctaw or Chickasaw Nation.

Respectfully,

E. J. McLaughlin

Acting Commissioner.

Department of the Interior.

Commissioner to the Five Civilized Tribes,
MUSKOGEE, IND. TER.

*Returned to Wailer
Parties Removed*

23698



Registered No 94/93

Sonny Nail,

Mead, Indian Territory.

Muskogee I.T.



7 N.B. 374

Choctaw M. Fr. 375

Ardshia M^cKenney

Larce M^cKenney

M. Fr. 375

375

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

Ardshia McKenney
Larce McKenney

Decline to receive Feb 16 1907

Copy of Decision Forwarded Applicant
Feb 18 1907

Copy of Decision Forwarded Attorneys For
Choctaw and Chickasaw Nations Feb 16 1907
Record Forwarded Department Feb 16 1907

Action Approved By Secretary of Interior
Mar 2 1907

Notice of Departmental Action Mailed
Applicant Apr 12 1907

Notice of Departmental Action Forwarded
Attorneys for Choctaw And Chickasaw
Nations. Apr 12 1907

ACT OF CONGRESS APPROVED APRIL 23, 1906

375

17-670

N B 375

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 20, 1906.

..... Ardshia McKinney
freedman

as a citizen of

Choctaw

..... Nation.

Approved..... 190...

.....

Commissioner.

Born April 31, 1903.

n.B. 375

Jul 27, 1906

17-760

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Ardahia McKenney, born on the 31 day of April, 1903.
(Here insert name of child)
Name of Father Louis McKenney a citizen of the Choctaw Nation
Name of Mother Lemma McKenney a citizen of the Choctaw Nation
Tribal enrollment of father. Tribal enrollment of mother.
Enrollment No. of father No 1673
Postoffice Sutter, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }
I, Lemma McKenney, on oath state that I am 29
years of age and a citizen by of the Nation;
that I am the lawful wife of Louis McKenney, who is a citizen, by
Adoption of the Choctaw Nation; that a female
[Male or Female] child was
born to me on 31 day of April, 1903; that said child has been named
Ardahia McKenney, and was living March 4, 1906.

Lemna McKinney

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 25 day of July, 1906.

Geo. W. Rodgers

Notary Public

(SEAL)

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }
I, Mattie Marshbanks, a Mid-wife, on oath state that I
attended on Lemma McKenney, wife of Louis McKenney,
on the 31 day of April, 1903; that there was born to her on said date a female
[Male or Female] child, that said child was living March 4, 1906, and is said to have been named
Ardahia McKenney, her
Mattie Marshbanks X
Mark

WITNESSES TO MARK:

[Must be Two
Witnesses]

Ned Puchie (?)
Thos Jones

Subscribed and sworn to before me this 25 day of July, 1906.

Geo. W. Rodgers

(SEAL)

My Commission Expires Feb. 6th 1908.

Notary Public

N B 375

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

..... Larfe McKinney

..... Freedman
as a citizen of

..... Choctaw Nation.

Approved..... 190...

.....
Commissioner.

Born June 25, 1905

✓
N.B.375

Jul 27 1906

17 - 760

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Larce McKenney, born on the 25 day of June 1905
(Here insert name of child)
Name of Father Louis McKenney a citizen of the Choctaw Nation.
Name of Mother Lemma McKenney a citizen of the Nation.
Tribal enrollment of father Tribal enrollment of mother
Enrollment No of father No 1673
Postoffice Sutter, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Central District.

I, Lemma McKenney, on oath state that I am 29
years of age and a citizen by of the Nation;
that I am the lawful wife of Louis McKenney, who is a citizen, by
adoption of the Choctaw Nation; that a male child was
(Male or Female)
born to me on 25 day of June 1905; that said child has been named
Larce McKenney and was living March 4, 1906.

Lemna McKinney

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 25 day of July 1906.

Geo. W. Rodgers

(SEAL)

My Commission Expires Feb. 6th. 1908.

Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Central District.

I, Sarah James, a Midwife, on oath state that I
attended on Lemma McKinney, wife of Louis McKenney
on the 25 day of June 1905; that there was born to her on said date a male
(Male or Female)
child, that said child was living March 4, 1906, and is said to have been named

Larce McKenney

her
Sarah James X
mark

WITNESSES TO MARK:

[Must be Two
Witnesses]

E. C. Rodgers

Ben Loyd

Subscribed and sworn to before me this 25 day of July 1906

(SEAL)

Geo. W. Rodgers
My Commission Expires Feb. 6th 1908.

Notary Public

17-NB-375.
W.A.B.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the alleged applications for the enrollment of Ardshia McKinney and Larce McKinney as Choctaw freedmen.

D E C I S I O N.

It appears from the record herein that on July 27, 1906, there were received by the Commissioner to the Five Civilized Tribes written applications for the enrollment of Ardshia McKinney and Larce McKinney as Choctaw freedmen.

It does not appear from the records of this office that any applications had been received for the enrollment of the applicants as Choctaw freedmen prior to July 26, 1906.

On December 1, 1906, Louis McKinney was notified that if it was claimed that any applications had been made for the enrollment of the applicants prior to July 26, 1906, he should appear at the Choctaw Land Office at Atoka, Indian Territory, before January 1, 1907, and give testimony relative to the submission of said applications within the time limited by the provisions of the Act of Congress approved April 26, 1906, (34 Stats., 137). No evidence was offered in support of said applications.

I am of the opinion that inasmuch as no applications were made for the enrollment of Ardshia McKinney and Larce McKinney as Choctaw freedmen within the time limited by the provisions of the Act of Congress approved April 26, 1906, (34 Stats., 137), I am therefore, without authority to receive or consider or make any record of any applications for their enrollment as such; that I should decline to receive the same, and it is so ordered.



Commissioner.

Muskegee, Indian Territory,

FEB 16 1907

YP

DEPARTMENT OF THE INTERIOR,

LRS

WASHINGTON.

O.V.

P.C. 12633-1907.

I.T.D. 6196, 6210, 6120, 6124-07.
 6236, 6246, 6266, 6272-07.
 6286, 6288, 6290, 6302-07.
 6306, 6478, 6480, 6486-07.
 6492, 6506, 6508, 6514-07.
 6516, 6580, 6582, 6586-07.
 6672, 6674, 6682, 6692-07.
 6696, 6700, 6704, 6722-07.
 6724, 6734, 6736, 6740-07.
 6742, 6756, 6782-07.
 6786, 6788, 6796-07.
 6798, 6806, 6816, 6826-07.
 6828, 6830-07.

March 2, 1907.

DIRECT

Commissioner to the Five Civilized Tribes,
 Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases
 adverse to the applicants are hereby affirmed. Copies of Indian
 Office letters submitting your reports and recommending that
 the decisions be affirmed are enclosed:

Title of Case	Title of Your Letter of Transmittal.
Richard Floyd, (Freedman),	February 13, 1907.
Dave and Addie May Bailey (Freedmen),	February 13, 1907.
Ardshia and Larcie McKinney (Freedmen),	February 14, 1907.
Bonnie Cochran (Freedman),	February 13, 1907.
Wesley Cole and Lisa Ellen Cole (Freedmen),	February 14, 1907.
E. C. Seale, et al.,	February 14, 1907.
Wesley and Laveter Artry, (Freedmen),	February 14, 1907.
Nellie J. Gideon et al.,	December 24, 1906.
Emma and Evaline Jackson,	February 14, 1907.
Ida Bell Bennett,	February 15, 1907.

Title of case.

Date of Your
letter of Transmittal.

Memie Warner et al., (Freedmen),	February 16, 1907.
Katie Simpson et al.,	February 16, 1907.
Raymond Henry Davis,	February 14, 1907.
Nancy T. Wilson et al., (Miss. Choc.),	February 12, 1907.
J. H. Hill and Newton Hill,	January 25, 1907.
Flora Lee Spring (Freedman),	February 12, 1907.
William Edgar and Oscar Jeffreys,	
(Miss. Choc.),	February 11, 1907.
Celestine Pierce (Freedman),	February 13, 1907.
Nick Cubit (Freedman),	February 13, 1907.
Lucretia Madnot et al.,	February 15, 1907.
Susan A. Baird,	February 15, 1907.
William Allen Gee (Miss. Choc.),	February 12, 1907.
Ella Williams (Freedman),	February 13, 1907.
Ida Colbert,	February 12, 1907.
Mable Everidge (Freedman),	February 15, 1907.
Duckie May Mabrie (Freedman),	February 15, 1907.
Cornelius and Vaneda Riddle (Freedman),	February 15, 1907.
Jimmie Lee Alexander (Freedman),	February 13, 1907.
Fred W. Patterson et al.,	February 15, 1907.
Ed Childers et al., (Freedmen),	February 12, 1907.
Lizzie Dennis (Freedman),	February 15, 1907.
Hellen D'Grace McMurtv,	February 12, 1907.
Mable Bailey and Susa Anna Bailey	
(Freedmen),	February 13, 1907.
John Louis (Freedman),	February 15, 1907.
Amanda Mutchy, (freedman),	February 15, 1907.
Matt Davis et al.,	February 15, 1907.
Marjie Record (Freedman),	February 15, 1907.
Laura Henry (Freedman),	February 14, 1907.
Ollie Wabster (Freedman),	February 15, 1907.
James McCall,	February 15, 1907.
Nellie Elizabeth Kendrick (Freedman),	February 15, 1907.
Elwood Judy (Freedman),	February 15, 1907.
Oscar Brown (Freedman),	February 15, 1907.
Verna Verniti Bryant,	February 13, 1907.
Richard R. Perry (Freedman),	February 15, 1907.
James Luke Tubbee (Miss. Choc.).	February 20, 1907.
Elmina Berryman (Miss. Choc.),	February 20, 1907.
Ethel Rogers (Miss. Choc.),	February 20, 1907.

A copy hereof and all the papers in the above mentioned

-3-

cases have been sent to the Indian Office.

Respectfully,

Jesse K. Wilson,

Assistant Secretary.

48 Inc. and 46 Inc.
for Ind. Of.

W.C.F.
3/3/07.

17-760

Muskogee, Indian Territory, August 29, 1906.

Louis McKinney,

Sutter, Indian Territory.

Dear Sir:

There were received at this office July 27, 1906, affidavits of Lerma McKinney and Attie Mastbanks to the birth of Ardshia McKinney, child of Louis and Lerma McKinney, April 31, 1903; also affidavits of Lerma McKinney and Sarah James to the birth of Larce McKinney, child of Louis and Lerma McKinney, June 25, 1905.

You will be notified of the action taken in regard to the affidavits to the birth of these children.

Respectfully,

Acting Commissioner.

17-NB-375.

Muskogee, Indian Territory, December 1, 1906.

Louis McKinney,

Sutter, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on July 27, 1906, for the enrollment of your children, Ardshia and Larce McKinney as Choctaw freedmen.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your children, above named, prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

17-WB-375

COPY

Muskogee, Indian Territory, February 16, 1907.

Louis McKinney,

Sutter, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 16, 1907, declining to receive the application for the enrollment of Ardshia McKinney and Larce McKinney as Choctaw freedmen.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tame Bixby*

Commissioner.

Registered.
Incl. 17-WB-375.

17-NB-375.

Muskogee, Indian Territory, February 16, 1907.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw & Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 16, 1907, declining to receive the application for the enrollment of Ardahia McKinney and Laroe McKinney as Choctaw freedmen.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Iamc Dixie*

Commissioner.

Incl. 17-NB-375.

COPY

Muskogee, Indian Territory, February 16, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Ardahia McKinney and Laroe McKinney as Choctaw freedmen, including the decision of the Commissioner to the Five Civilized Tribes, dated February 16, 1907, declining to receive said application.

Respectfully,

SIGNED *Tamc Dixon*

Commissioner.

2 Incl. 17-NE-375.

Through the
Commissioner of Indian Affairs.

12683

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6/10 24 11/13 5

REFER IN REPLY TO THE FOLLOWING:

Land
17984-1907.

(COPY)
DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 28, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from Commissioner Bixby dated February 16, 1907, transmitting the record relative to the application of Ardshia McKinney and Larce McKinney, for enrollment as Choctaw freedmen, together with the Commissioner's decision of February 16, 1907, declining to receive or consider the application. The record shows that the action of the Commissioner is correct and its approval is recommended.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

GAW-GH.

17-32-378

Fortkeee, Indian Territory, April 12, 1907.

Levi McKinney,

Butler, Indian Territory.

Dear Sir:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 15, 1907, declining to receive the application for the enrollment of Adahia McKinney and Larcie McKinney as Choctaw freedmen.

Respectfully,

ACTING

Sco. D. Rodgers.

Commissioner.

17-NB-375

Muskogee, Indian Territory, April 1, 1907.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 16, 1907, declining to receive the application for the enrollment of Ardshia McKinney and Larce McKinney as Choctaw freedmen.

Respectfully,

Geo. H. Ragsdale
Commissioner.

Choctaw M. Fr. 376

Waverly Tyler

M. Fr. 376

376

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

Waverly Tyler

REFUSED Jan 26 1907

Copy of Decision Forwarded Applicant
Jan 26 1907

Copy of Decision Forwarded Attorneys for Choctaw and Chickasaw Nations. Jan 26 1907

Record Forwarded Department Jan 26 1907

Action Approved By Secretary of Interior
Feb 26 1907

Notice of Departmental Action Forwarded
Attorneys for Choctaw And Chickasaw
Nations. Mar 23 1907

Notice of Departmental Action Mailed
Applicant. Mar 23 1907

ACT OF CONGRESS APPROVED APRIL 26, 1908

376

DEPARTMENT OF THE INTERIOR,
Commissioner to the Five Civilized Tribes,
CHOCTAW LAND OFFICE.

Atoka, Indian Territory, December 29, 1906.

IN THE MATTER OF THE APPLICATION FOR THE ENROLLMENT
of Waverly Tyler as a Choctaw Freedman.

.. ..

DORA TYLER being duly sworn, testifies as follows:

By the Commissioner:

- Q What is your name? A Dora Tyler.
Q How old are you? A I will be twenty-two the 21st day of next month.
Q What is your post office address? A Sutter, Indian Territory.
Q Are you a Choctaw Freedman? A Yes, sir.
Q Do you appear here today for the purpose of giving testimony in the matter of the application for the enrollment of your minor child, Waverly Tyler, as a Choctaw Freedman? A Yes, sir.
Q Did you receive a letter from the Commissioner notifying you to appear here before January 1, 1907, and give testimony in this matter? A Yes, sir; I did.
Q Are you the mother of Waverly Tyler? A Yes, sir; I am.
Q Is Waverly Tyler now living? A Yes, sir.
Q Does he live with you? A Yes, sir.
Q How old is he at this time? A He will be two years old the 14th of April, 1907.
Q What was the name of your father? A Henry Roby.
Q What was the name of your mother? A Tishie Greenwood.
Q What kin to you are James, William and Floyd Tyler? A They are my children.
Q Have these two children ever been enrolled by the Commission? A Yes, sir.
Q Have you selected allotments for them? A Yes, sir.
Q Are they full brothers to this child, Waverly Tyler? A Yes, sir; same father and same mother.

The name of Dora Tyler appears opposite No. 2720 on the approved roll of Choctaw Freedman and on Choctaw Freedman Field Card No. 142, at No. 1 thereon.

- Q What is the name of the father of Waverly Tyler? A Newton Tyler.
Q Is Newton Tyler a Choctaw mixt freedman or citizen? A No, sir.
Q Is he now living? A Yes, sir.
Q What is the proper way of spelling the given name of your child, Waverly Tyler, for whom you are now giving testimony? A I named him after Dr. Waverly Hume, and his name ought to be spelled just like he spells his'n.
Q Then, the proper way of spelling it would be W-a-v-e-r-l-y Tyler? A Yes.

There was received by the Commissioner to the Five Civilized Tribes on July 27, 1906, an application for the enrollment of Wavley Tyler as a Choctaw Freedman and the affidavits of Dora Tyler, the mother of Wavley Tyler, and Waverly M. Hume, the physician who was in attendance at the time of the birth of the child. The affidavit of Dora Tyler was signed and executed on July 21, 1906, before Geo. W. Rodgers, a notary public, and the affidavit

Test. D.T.-- 2.

of Waverly M. Hume was signed and executed on July 25, 1906, before J. R. Wood, a notary public.

- Q Were you present when these affidavits were made? A Yes, sir.
- Q How do you account for the fact of your affidavit being made on July 21, 1906, and that of Waverly M. Hume being made on July 25, 1906, - four days after the execution of your affidavit?
- A I was living at Sutter, and after me and my husband went to Rodgers and made it out, we sent this here to Coalgate to Dr. Hume, and told him on it to send it to Muskogee.
- Q You stated that you resided near Sutter, Indian Territory?
- A Yes, sir; we live right at Sutter.
- Q Is Sutter a post office? A Yes, sir; Sutter, I. T.
- Q Is Sutter located in the extreme northeastern portion of the Choctaw Nation, near Fort Smith? A Yes, sir.
- Q And how far from the railroad station is Sutter? A Seven miles.
- Q Then, you executed your own application in the matter of the application for the enrollment of your child, Waverly Tyler, at Sutter? A Yes, sir.
- Q Then you deposited it in the post office there? A Yes, sir.
- Q You then forwarded it to Dr. Waverly Hume at Coalgate?
- A Yes, sir.
- Q That was on July 21, 1906? A Yes, sir; it was on July 21, - when I mailed the letter.
- Q How often is the mail carried from Sutter to the nearest railroad station? A Once a day.
- Q What day in the week did you mail this letter at Sutter?
- A On Saturday evening after it was made out.
- Q The mail, then, could not have left Sutter until Monday?
- A Until Monday morning; it leaves Monday at 10:15.
- Q Then, this application left Sutter on July 23, 1906? A Yes, - sir.
- Q In sending it to Dr. Waverly M. Hume, did you request him to sign it and forward it immediately to the Commissioner at Muskogee?
- A Yes, sir; I did.
- Q Dr. Hume's post office address is Coalgate? A Yes, sir.

Witness Excluded.

A. L. Irvine, being first duly sworn, states that the above and foregoing is a full, true and correct transcript of his stenographic notes taken in said cause on said date.

A. L. Irvine

Subscribed and sworn to before me, this December 29, 1906.

W. H. Angel

Notary Public.

17-ND-376.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the alleged application for the enrollment of Waverly (Wavly) Tyler as a Choctaw freedman.

It appears from the record herein that on July 27, 1906, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Waverly (Wavly) Tyler as a Choctaw freedman.

On December 29, 1906, Dora Tyler, the mother of the applicant, appeared before the Commissioner to the Five Civilized Tribes, at Atoka, Indian Territory, and gave testimony for the purpose of showing whether or not application had been made for the enrollment of said applicant as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

On said date Dora Tyler testified that she executed an affidavit of birth for the applicant on July 21, 1906 and that on July 23, 1906, she forwarded the application to Dr. Waverly M. Hume, at Coalgate, Indian Territory, who was the physician who attended her at the birth of said child, requesting him to sign it and forward it to the Commissioner at Muskogee, Indian Territory.

The proof of birth received shows that Dora Tyler executed her affidavit July 21, 1906 and Dr. Waverly M. Hume executed his affidavit on July 23, 1906.

It does not appear from the records of this office that any application of any nature whatsoever was received for the enrollment of said applicant prior to July 27, 1906.

I am of the opinion that the evidence fails to establish that any application was made for the enrollment of Waverly (Wavly) Tyler as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), and that, therefore, I am without authority to receive or consider or make any record of any application for his enrollment as such and that I should decline to receive or consider the same, and it is so ordered.


Commissioner.

Muskogee, Indian Territory

IN RE

Application for Enrollment of
INFANT CHILD

Wavly Tyler Choc Freedman
as a citizen of

Nation.

Approved

190

Commissioner.

Born April 14, 1905

Jul 27 1906
N.B. 376

17-142

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Chickasaw Nation,
of Wavley Tyler (Here insert name of child), born on the 14 day of April, 1905
Name of Father: Newton Tyler a citizen of the adoption Nation.
Name of Mother: Dora Tyler a citizen of the Chickasaw Nation.
Postoffice Sutter 1., T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY, }
Central DISTRICT. }

I, Dora Tyler, on oath state that I am 22
years of age and a citizen by Freedman, of the Chickasaw Nation;
that I am the lawful wife of Newton Tyler, who is a citizen, by
adoption of the chickasaw Nation; that a Male child was
(Male or Female.)
born to me on 14 day of April, 1905; that said child has been named
Wavly Tyler is now living.
and ~~Newton Tyler~~ ~~Chickasaw~~ ~~Chickasaw~~ ~~Chickasaw~~

Dora Tyler

WITNESSES TO MARK:

(Must be Two
Witnesses) {

Subscribed and sworn to before me this 21 day of July, 1906.

(SEAL)

Geo W. Rodgers
Notary Public.

My Commission expires Feb 6th 1908

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY, }
Central DISTRICT. }

I, Waverly M. Hume, a physician, on oath state that I
attended on Mrs. Dora Tyler, wife of Newton Tyler
on the 14th day of April, 1905; that there was born to her on said date a Male
(Male or Female.)
child; that said child was living March 4, 1905, and is said to have been named Waverly Tyler

Waverly M. Hume M. D.

WITNESSES TO MARK:

(Must be Two
Witnesses) {

Subscribed and sworn to before me this 26th day of July, 1906.

(SEAL) Feb 24, 1907.

J. R. Wood
Notary Public.

17-142.

17-142.

Muskogee, Indian Territory, August 28, 1906.

Newton Tyler,

Sutter, Indian Territory.

Dear Sir:

July 27th, 1906 there were received at this office the affidavits of Dora Tyler and Waverly M. Hume, to the birth of Waverly Tyler, child of Newton Tyler and Dora Tyler, April 14th, 1905.

Respectfully,

Acting Commissioner.

E. C. C.

Muskogee, Indian Territory, December 1, 1906.

Lora Tyler,

Wutter, Indian Territory.

Dear Madam:

It appears from the records of the Commissioner that an application was received at this office on July 27, 1906, for the enrollment of your child Wavly Tyler as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your child above named prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of pre-

P. C. #1.

senting testimony relative to the submission of such application
within the required time.

Respectfully,

Commissioner.

Atoka, Indian Territory, December 13, 1906.

Dora Tyler,

Sutter, Indian Territory.

Dear Madam:

Replying to your letter of December 11, 1906, you are advised that if you desire to submit testimony to show that application was made for the enrollment of your child, Wavly Tyler, within the time prescribed by the Act of Congress approved April 26, 1906, it will be necessary that you appear at the Choctaw Land Office at Atoka, Indian Territory prior to January 1, 1906, for the purpose of presenting such testimony.

The letter from the Commissioner of December 1, 1906, enclosed by you, is returned herewith.

Respectfully,

Commis oner.

Enc. 3/13

17-1-376

Adams, Ind. Ter. It., Pe. It., 1906.

William F. Fraudrick,

Caddo, Indian Territory.

Dear Sir:

You are hereby advised that on February 2, 1906,
the Commissioner to the Five Civilized Tribes entered an order
declining to receive the application for the enrollment of
Richard Pears Fraudrick as a citizen of the Choctaw Nation
for the reason that said child was born subsequent to March 4,
1906.

Respectfully,

Commissioner.

COPY

Muskogee, Indian Territory, January 26, 1907.

Dora Tyler,

Sutter, Indian Territory.

Dear Madam:

I inclose herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 26, 1907, declining to receive or consider the application for the enrollment of Waverly (Wavly) Tyler as a Choctaw freedman.

The decision, with the proceedings in the case is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED: *Tame Bixby*

Commissioner.

Registered.
17-NB-376

17-NB-376.

COPY

Muskogee, Indian Territory, January 26, 1907.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

I inclose herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 26, 1907, declining to receive or consider the application for the enrollment of Waverly , (Wavly) Tyler as a Choctaw freedman.

The decision, with the proceedings in the case is this day transmitted to the Secretary of the Interior for review. The final decision of the Commissioner will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tamc Bixby*

Commissioner.

17-NB-376.

COPY

Muskogee, Indian Territory, January 26, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Waverly (Wavly) Tyler as a Choctaw freedman, including the decision of the Commissioner to the Five Civilized Tribes, rendered January 26, 1907, declining to receive or consider said application.

Respectfully,

SIGNED *Iame Bixby*

Commissioner.

Through the
Commissioner of Indian Affairs.

17-NB-376.

J.P.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

FHE.

D.C. 11791-1907.
I.T.D. 24134-1906.
2984,3172,3190,3194,3196-1907.
3212,3316,4584,4586,4610- "
4630,4634,4638,4644,4672- "
4690- "

February 26, 1907.

LRS

DIRECT.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases
adverse to the applicants are hereby affirmed. Copies of Indian
Office letters submitting your reports and recommending that the
decisions be affirmed are inclosed:

Title of case.

Date of your
letter of transmittal.

Mackey Lee Lane,	June 21, 1906,
Sabra Gertrude Douglas,	December 5, 1906,
Willis R. McFarland, et al.,	November 15, 1906,
Emma Yarborough McBride,	November 12, 1906,
Edna Pettijohn, et al.,	November 12, 1906,
Jesse McCurry, et al.,	November 12, 1906,
Marvin McGuire,	November 12, 1906,
Charley Vail, et al.,	November 6, 1906,
Arthur Jamison, et al.,	July 25, 1906,
Theodore Roosevelt Plato,	December 20, 1906,
Charley Scott and Bertha Byrd, (Freedmen)	October 19, 1906,
Mattie Opel Bottoms,	January 16, 1907,
Gracie and Jesse Davis,	January 29, 1907,
R. L. Crudup, et al.,	January 17, 1907,
Waverly (Wavly) Tyler, (Freedman)	January 26, 1907,
David and Emma Gardner,	January 16, 1907,
Laura E. Phebus, et al.,	January 26, 1907.

-2-

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse E. Wilson

Assistant Secretary.

17 inc. and
34 for Ind. Of.

AFMc
2-27-07

(C O P Y)

LAND:
9647-1907.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 21, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to invite your attention to the enclosed record of the Commissioner to the Five Civilized Tribes in the matter of the alleged application for the enrollment of Waverly (Wavely) Tyler as a Choctaw freedman.

Commissioner Bixby reports that on December 29, 1906, Dora Tyler, the mother of the applicant, appeared before his office at Atoka and gave testimony for the purpose of showing whether application had been made for the enrollment of the applicant as a Choctaw freedman within the time limited by the provisions of the act of Congress approved April 26, 1906 (34 Stat. L., 137); that on that day she testified that she executed an affidavit of birth for the applicant on July 21, 1906, and that on July 23, 1906, she forwarded the application to Dr. Waverly M. Hume at Coalgate, who was the physician who attended her at the birth of the child, requesting him to sign it and forward to the Commissioner at Muskogee.

The Commissioner finds that the proof of birth received shows that Dora Tyler executed her affidavit July 21, 1906, and Dr. Waverly M. Hume executed his affidavit on July

-2-

25, 1906, and says that it does not appear from the records of his office that any application of any nature whatsoever was received for the enrollment of the applicant prior to July 27, 1906. For this reason, on January 26, 1907, the Commissioner rejected the applicant.

The application in this case was not filed in accordance with the requirements of law, and for that reason the Commissioner at the time it was filed was without jurisdiction to consider it, and for that reason it is recommended that the action of the Commissioner in this case be approved.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

EPH-Y.

17-NB-376

Muskogee, Indian Territory, March 23, 1907.

Dora Tyler,

Sutter, Indian Territory.

Dear Madam:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of January 26, 1907, declining to receive or consider the application for the enrollment of Waverly (Wavly) Tyler as a Choctaw freedman.

Respectfully,

Commissioner.

23-1114

Muskogee, Indian Territory, March 23, 1907.

S. T. McGuire,
Madill, Indian Territory.

Dear Sir:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of November 12, 1906, denying the application for the enrollment of Marvin McGuire as a citizen of the Choctaw Nation.

Respectfully,

Commissioner.

17-NB-376

Muskogee, Indian Territory, March 23, 1907.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of January 26, 1907, declining to receive or consider the application for the enrollment of Waverly (Wavly) Tyler as a Choctaw freedman.

Respectfully,

Commissioner.



My dear friend
I have just received
your letter of the 11th
and am glad to hear
that you are well.
I am well and hope
you are the same.
Yours truly
Doro Tyler

Further I certify that
I did from Communication of Geo. W. Rogers
Albany N.Y.

I do hereby certify that I
Geo. W. Rogers, a Notary Public in and
for the State of New York, did execute
a

Application for Enrollment of Minor Child.

of Dora Tyler, Newton, N.Y. the Father
on the 27th day of July 1866 as shown
by my Return & Record.

Geo. W. Rogers
J. W. P.

Choctaw M. Fr. 377

Archie Newton

Vitie Newton

M. Fr. 377

377

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

Archie Newton
Vitie Newton

Decline to receive Feb 14 1907
Record Forwarded Department Feb 14 1907

Action Approved by Secretary of Interior
Mar 2 1907

Notice of Departmental Action Forwarded
Attorneys for Choctaw and Chickasaw
Nations. Apr 4 1907

Notice Departmental Action Mailed
Applicant Apr 4 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

377

17 - 27

L. 377

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 20, 1900.

And in witness

whereof

as a citizen of

Chorlaw

Nation.

Approved.

190...

Commissioner.

Lorn Feb. 15, 1903

Jul 27 1906

L. B. 377

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the _____ Nation,
 of _____, born on the _____ day of _____, 19____
Here insert name of child
 Name of Father _____ a citizen of the _____ Nation,
 Name of Mother _____ a citizen of the _____ Nation,
 Tribal enrollment of father _____ Tribal enrollment of mother _____
 Postoffice _____

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
 _____ District.

I, _____, on oath state that I am _____
 years of age and a citizen by _____ of the _____ Nation;
 that I am the lawful wife of _____, who is a citizen, by _____
 of the _____ Nation; that a _____ child was
(Male or Female)
 born to me on the _____ day of _____, 1906; that said child has been named
 _____ and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two Witnesses] { _____

Subscribed and sworn to before me this _____ day of _____, 1906.

(Seal)

Geo W. Rogers

My Commission expires Feb 21, 1908

Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
 _____ District.

I, _____, a _____, on oath state that I
 attended on _____, wife of _____
 on the _____ day of _____, 1906; that there was born to her on said date a _____
(Male or Female)
 child, that said child was living March 4, 1906, and is said to have been named _____

WITNESSES TO MARK

[Must be Two Witnesses] { _____

Subscribed and sworn to before me this _____ day of _____, 1906

N 377

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 20, 1900.

Name of child.....
freed as
as a citizen of

..... Nation.

Approved..... 190...

.....
Commissioner.

Born Dec. 25 1900

Jul 27 1906
N 3 377

17-1537

ENROLLMENT OF MIXORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

AFFIDAVIT OF MOTHER.

I, _____, on oath state that I am _____
years of age and a citizen by _____ of the _____ Nation;
that I am the lawful wife of _____, who is a citizen, by
_____ of the _____ Nation; that a _____ child was
(Male or Female)
born to me on _____ day of _____, 1906; that said child has been named
_____, and was living March 4, 1906.

Jim DeMott

Subscribed and sworn to before me this 14 day of July, 1906.

$$(A')$$

100 11. 100 crs

The Commission Expires 12/31/1997

Notary Public

UNITED STATES OF AMERICA, Indian Territory,)
 District.

I, _____, State of _____, County of _____, do hereby depose and say, on oath state that I attended on _____, _____, wife of _____, _____, residing at _____, _____, on the _____ day of _____, 1906; that there was born to her on said date a _____ child; that said child was living March 4, 1906, and is said to have been named _____.

[Male or Female]

1. The first group of people who are interested in the study of the history of the United States are the people who are interested in the history of the United States.

Subscribed and sworn to before me this _____ day of _____, 1906.

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100 101 102 103 104 105 106 107 108 109 110 111 112 113 114 115 116 117 118 119 120 121 122 123 124 125 126 127 128 129 130 131 132 133 134 135 136 137 138 139 140 141 142 143 144 145 146 147 148 149 150 151 152 153 154 155 156 157 158 159 160 161 162 163 164 165 166 167 168 169 170 171 172 173 174 175 176 177 178 179 180 181 182 183 184 185 186 187 188 189 190 191 192 193 194 195 196 197 198 199 200 201 202 203 204 205 206 207 208 209 210 211 212 213 214 215 216 217 218 219 220 221 222 223 224 225 226 227 228 229 230 231 232 233 234 235 236 237 238 239 240 241 242 243 244 245 246 247 248 249 250 251 252 253 254 255 256 257 258 259 260 261 262 263 264 265 266 267 268 269 270 271 272 273 274 275 276 277 278 279 280 281 282 283 284 285 286 287 288 289 290 291 292 293 294 295 296 297 298 299 300 301 302 303 304 305 306 307 308 309 310 311 312 313 314 315 316 317 318 319 320 321 322 323 324 325 326 327 328 329 330 331 332 333 334 335 336 337 338 339 340 341 342 343 344 345 346 347 348 349 350 351 352 353 354 355 356 357 358 359 360 361 362 363 364 365 366 367 368 369 370 371 372 373 374 375 376 377 378 379 380 381 382 383 384 385 386 387 388 389 390 391 392 393 394 395 396 397 398 399 400 401 402 403 404 405 406 407 408 409 410 411 412 413 414 415 416 417 418 419 420 421 422 423 424 425 426 427 428 429 430 431 432 433 434 435 436 437 438 439 440 441 442 443 444 445 446 447 448 449 450 451 452 453 454 455 456 457 458 459 460 461 462 463 464 465 466 467 468 469 470 471 472 473 474 475 476 477 478 479 480 481 482 483 484 485 486 487 488 489 490 491 492 493 494 495 496 497 498 499 500 501 502 503 504 505 506 507 508 509 510 511 512 513 514 515 516 517 518 519 520 521 522 523 524 525 526 527 528 529 530 531 532 533 534 535 536 537 538 539 540 541 542 543 544 545 546 547 548 549 550 551 552 553 554 555 556 557 558 559 560 561 562 563 564 565 566 567 568 569 570 571 572 573 574 575 576 577 578 579 580 581 582 583 584 585 586 587 588 589 590 591 592 593 594 595 596 597 598 599 600 601 602 603 604 605 606 607 608 609 610 611 612 613 614 615 616 617 618 619 620 621 622 623 624 625 626 627 628 629 630 631 632 633 634 635 636 637 638 639 640 641 642 643 644 645 646 647 648 649 650 651 652 653 654 655 656 657 658 659 660 661 662 663 664 665 666 667 668 669 670 671 672 673 674 675 676 677 678 679 680 681 682 683 684 685 686 687 688 689 690 691 692 693 694 695 696 697 698 699 700 701 702 703 704 705 706 707 708 709 710 711 712 713 714 715 716 717 718 719 720 721 722 723 724 725 726 727 728 729 730 731 732 733 734 735 736 737 738 739 740 741 742 743 744 745 746 747 748 749 750 751 752 753 754 755 756 757 758 759 760 761 762 763 764 765 766 767 768 769 770 771 772 773 774 775 776 777 778 779 780 781 782 783 784 785 786 787 788 789 790 791 792 793 794 795 796 797 798 799 800 801 802 803 804 805 806 807 808 809 810 811 812 813 814 815 816 817 818 819 820 821 822 823 824 825 826 827 828 829 830 831 832 833 834 835 836 837 838 839 840 841 842 843 844 845 846 847 848 849 850 851 852 853 854 855 856 857 858 859 860 861 862 863 864 865 866 867 868 869 870 871 872 873 874 875 876 877 878 879 880 881 882 883 884 885 886 887 888 889 890 891 892 893 894 895 896 897 898 899 900 901 902 903 904 905 906 907 908 909 910 911 912 913 914 915 916 917 918 919 920 921 922 923 924 925 926 927 928 929 930 931 932 933 934 935 936 937 938 939 940 941 942 943 944 945 946 947 948 949 950 951 952 953 954 955 956 957 958 959 960 961 962 963 964 965 966 967 968 969 970 971 972 973 974 975 976 977 978 979 980 981 982 983 984 985 986 987 988 989 990 991 992 993 994 995 996 997 998 999 1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011 1012 1013 1014 1015 1016 1017 1018 1019 1020 1021 1022 1023 1024 1025 1026 1027 1028 1029 1030 1031 1032 1033 1034 1035 1036 1037 1038 1039 1040 1

17-11-46.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Patsy Nunnally et al., as Choctaw Freedmen.

- - : D E C I S I O N : - -

It appears from the record herein that on June 14, 1899, at Spiro, Indian Territory, application was made to the Commission to the Five Civilized Tribes for the enrollment of Patay Nunnally and her children, Clara Nunnally, Jennie Nunnally, Riley Nunnally and Lizzie Newton (as Lizzie Nunnally) as Choctaw Freedmen. Further proceedings were had in the matter of said application at Caddo, Indian Territory, August 22, 1899, and at South McAlester, Indian Territory, September 5, 1899. Subsequently, and on December 24, 1902, a written application was made to said Commission for the enrollment of Elie Thomas, minor son of said Jennie Nunnally, and for the enrollment of Birdie Johnston, minor daughter of said Clara Nunnally, and for the enrollment of Amandy Newton and Rosie Newton, minor children of said Lizzie Newton, as Choctaw Freedmen. Further proceedings were had in the matter of said applications at Muskogee, Indian Territory, September 19, 1904.

It further appears from the record herein that said Patsy Nunnally was the slave of Elam Wackey, a recognized Choctaw citizen, during and at the close of the war of the rebellion; that she has resided in the Choctaw-Chickasaw country continuously since the close of the war up to and including September 25, 1902; that the applicants, Clara Nunnally, Jennie Nunnally, Riley Nunnally and Lizzie Newton are children of said Patsy Nunnally, were born in the Choctaw Nation and have resided in said Nation continuously since the dates of their respective births up to and including September 25, 1902; that the applicant Elie Thomas is the son of said Jennie Nunnally; that the applicant Birdie Johnston is the daughter of said Clara Nunnally; that the applicants Amandy Newton and Rosie Newton are the daughters of said Lizzie Newton; that all of said last named applicants were born in the Choctaw Nation, and have resided therein continuously since the dates of their respective births up to and including September 25, 1902.

I am therefore of opinion that Patay Nunnally, Clara Nunnally, Jennie Nunnally, Riley Nunnally, Lizzie Newton, Elie Thomas, Birdie Johnston, Amandy Newton and Rosie Newton should be enrolled as Choctaw Freedmen in accordance with the provisions of the Acts of Congress approved June 28, 1898 (30 Stat., 495), and July 1, 1902 (32 Stat., 641), and it is so ordered.

Commissioner.

Muskogee, Indian Territory,

17-Nc-377.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the alleged application for the enrollment of Archie Newton and Vitie Newton as Choctaw freedmen.

-: D E C I S I O N :-

It appears from the record herein that on July 27, 1906, there were received by the Commissioner to the Five Civilized Tribes written applications for the enrollment of Archie Newton and Vitie Newton as Choctaw freedmen.

It does not appear from the records of this office that any application of any nature whatsoever had been made for the enrollment of the applicants prior to July 26, 1906.

On December 1, 1906, Lizzie Newton, the mother of the applicants, was notified that if it was claimed that application were made for the enrollment of the applicants within the time limited by law, she should appear before the Choctaw Land Office at Atoka, Indian Territory any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time. No evidence was submitted in support of such application.

I am of the opinion that inasmuch as no applications were made for the enrollment of the applicants, Archie Newton and Vitie Newton, as Choctaw freedmen within the time limited by the provisions of Section 2 of the Act of Congress approved April 26, 1906 (34 Stats., 137), I am without authority to receive or consider or make any record of any application for their enrollment as such, and that I should decline to receive or consider the same, and it is so ordered.

SIGNED: *W. H. H. H. H.*

Commissioner.

Muskogee, Indian Territory,
FEB 14 1907

17-D-46.

COPY

Muskogee, Indian Territory, October 4, 1905.

Patsy Munnally,

Sutter, Indian Territory.

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered October 4, 1905, granting the application for the enrollment of Patsy Munnally, Clara Munnally, Jennie Munnally, Riley Munnally, Lizzie Newton, Elie Thomas, Birdie Johnson, Amandy Newton and Rosie Newton as Choctaw freedmen.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the enrollment of said applicants. If at the expiration of that time no protest has been filed said names will be placed upon the final roll of Choctaw freedmen to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED *Wm. D. Doby*

Commissioner.

Register.

17-D-46.

17-D-46.

COPY.

Muskogee, Indian Territory, October 4, 1905.

Lizzie Newton,

Brazil, Indian Territory.

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered October 4, 1905, granting the application for the enrollment of Fatsy Lunnally, Clara Lunnally, Jennie Lunnally, Alice Lunnally, Lizzie Newton, Elie Thomas, Birdie Johnston, Amanda Newton and Rosie Newton as Choctaw freedmen.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the enrollment of said applicants. If at the expiration of that time no protest has been filed said names will be placed upon the final roll of Choctaw freedmen to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED, *Tamc Dixby*

Commissioner.

Register.

17-D-46.

17-D-46.

Muskogee, Indian Territory, October 4, 1905 .

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered October 4, 1905, granting the application for the enrollment of Patsy Nunnally, Clara Nunnally, Jennie Nunnally, Hiloy Nunnally, Lizzie Newton, Elie Thomas, Birdie Johnson, Amanda Newton and Rosie Newton as Choctaw freedmen.

You are hereby advised that you will be allowed fifteen days from the date of this notice within which to file protest against the enrollment of said applicants. If at the expiration of that time no protest has been filed, their names will be placed upon the final roll of Choctaw freedmen to be submitted to the Secretary of the Interior for his approval.

Respectfully,

S. H. H.

Commissioner.

Register.

17-D-46.

7-15-17

Muskogee, Indian Territory, August 27, 1906.

Henry Newton,

Wutter, Indian Territory.

Dear Sir:

July 27, 1906, there were received at this office affidavits of Lizzie Newton and Patsy Nunully to the birth of Vitie Newton and Arcadie Newton, children of Henry and Lizzie Newton, March 15, 1893 and March 12, 1905.

You will be notified of such action as is taken in regard to the affidavits to the birth of these children.

Respectfully,

Acting Commissioner.

17-M-337

Mustache, Indian Territory, December 1, 1906.

Miss Newton,

Butler, Indian Territory.

Dear Lady:

It appears from the records of the Commissioner that an application was received at this office on July 27, 1906, for the enrollment of your children, Archie and Lillie Newton, as Choctaw freedmen.

I am advised that the time within which applications could be received by the Commissioner to the five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on land in 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your children above named prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

17-NB-377.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the alleged application for the enrollment of Archie Newton and Vitie Newton as Choctaw freedmen.

-: D E C I S I O N :-

It appears from the record herein that on July 27, 1906, there were received by the Commissioner to the Five Civilized Tribes written applications for the enrollment of Archie Newton and Vitie Newton as Choctaw freedmen.

It does not appear from the records of this office that any application of any nature whatsoever had been made for the enrollment of the applicants prior to July 26, 1906.

On December 1, 1906, Lizzie Newton, the mother of the applicants, was notified that if it was claimed that application were made for the enrollment of the applicants within the time limited by law, she should appear before the Choctaw Land Office at Atoka, Indian Territory any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time. No evidence was submitted in support of such application.

I am of the opinion that inasmuch as no applications were made for the enrollment of the applicants, Archie Newton and Vitie Newton, as Choctaw freedmen within the time limited by the provisions of Section 2 of the Act of Congress approved April 26, 1906 (34 Stats., 137), I am without authority to receive or consider or make any record of any application for their enrollment as such, and that I should decline to receive or consider the same, and it is so ordered.


Commissioner.

Muskogee, Indian Territory,
FEB 14 1907

17-NB-377

COPY

Muskogee, Indian Territory, February 14, 1907.

Henry Newton,

Sutter, Indian Territory.

Dear Sir:-

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 14, 1907, declining to receive or consider the application for the enrollment of Archie Newton and Vitie Newton as Choctaw freedmen.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tamc Dixby*

Commissioner.

Registered.
Incl. 17-NB-377.

17-NB-377

COPY

Muskogee, Indian Territory, February 14, 1907.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw & Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:-

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilised Tribes, rendered February 14, 1907, declining to receive or consider the application for the enrollment of Archie Newton and Vitie Newton as Choctaw freedmen.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tame Bixby*

Commissioner.

Incl. 17-NB-377.

COPY

Muskogee, Indian Territory, February 14, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Archie Newton and Vitie Newton as Choctaw freedmen, including the decision of the Commissioner to the Five Civilized Tribes, dated February 14, 1907, declining to receive or consider said application.

Respectfully,

SIGNED *Iamc Dixby*

Commissioner.

2 Incl. 17-NE-377.

Through the
Commissioner of Indian Affairs.

12432

Map of the 277 7m.

DEPARTMENT OF THE INTERIOR	
BUREAU OF LANDS	
JUL 29 1907	
File No.	1 of No. 6704
LAND DIVISION	

146
413

REFER IN REPLY TO THE FOLLOWING:

Land.
16288-1907

DEPARTMENT OF THE INTERIOR,

OFFICE OF INDIAN AFFAIRS,

WASHINGTON. February 27, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from Commissioner Bixby, dated February 14, 1907, transmitting the record relative to the applications of Archie and Vitie Newton for enrollment as Choctaw freedmen, including the decision of the Commissioner dated February 14, 1907, adverse to the applicants.

The decision of the Commissioner has been examined and found correct and the same is recommended for approval.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

H.R.D. - NL

J.P.

DEPARTMENT OF THE INTERIOR,

WASHINGTON.

S.P.

D. I. 12432-1907.

T. I. 2752, 3440, 5686, 5688, 5690-1907.

3692, 5696, 5704, 5708, 5710- "

March 2, 1907.

5772, 5782, 5784, 5786, 5800- "

5802, 5804, 5820, 5824, 5842- "

5848, 5854, 5880, 5882, 5900- "

5918, 5920, 5942, 5958, 5962- "

5964, 5968- "

URS

DIRECT.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed.

Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of Case.

Date of your
letter of transmittal.

John W. Petts, et al.

June 19, 1906,

Rachel Dyer,

December 20, 1906,

Mary E. Price, (intermarriage)

February 14, 1907,

Ella Horn, et al. (freedmen)

February 14, 1907,

James E. Mahardy, (freedman)

February 14, 1907,

Andy Cotton (freedman)

February 14, 1907,

Oscar L. Stone, (intermarriage)

February 14, 1907,

Archie Newton, et al. (freedmen)

February 14, 1907,

Charlotta McCurtain, (intermarriage)

February 14, 1907,

Cleorie Phillips

February 14, 1907,

Rasaphelt Butler, (freedman)

February 11, 1907.

Lewis Bird Springs, (freedman)

February 7, 1907,

Rutha Green, (freedman)

February 11, 1907.

Title of Case.	Date of your letter of transmittal.
Sam Stewart (freedman)	February 11, 1907.
Jane Freeman, et al. (freedman)	January 26, 1907.
Myree Dangerfield, et al. (freedmen)	January 26, 1907.
Linder Harlan (freedman)	February 13, 1907.
Frieda Lucas, et al. (Miss. Choc.)	February 12, 1907.
Ines Crunk, et al. Miss. Choc.)	February 12, 1907.
Maggie Cotton (freedman)	February 8, 1907.
William F. Cook (Miss. Choc.)	February 11, 1907.
Wavery Columbus Hunter, et al. (Miss. Choc.)	February 12, 1907.
Augustus Anderson (freedman)	February 13, 1907.
Albert Fulson, et al. (freedmen)	February 13, 1907.
David Dyer	February 13, 1907.
Martha J. Moore, et al.	December 22, 1906.
Bill Daniels, et al. (freedmen)	February 14, 1907.
Melvina King, et al.	January 29, 1907.
Levi Cornish, et al. (Miss. Choc.)	February 12, 1907.
John Roberts	January 25, 1907.
Joe P. Hunter (Miss. Choc.)	February 12, 1907.
Florence L. Roberts (Miss. Choc.)	February 12, 1907.

A copy hereof and the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse K. Wilson,

Assistant Secretary.

32 inc. and
64 to Ind. Of.

A. F. Mc.
3-3-07.

-Copy-

Land.
16288-1907.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 27, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from Commissioner Bixby, dated February 14, 1907, transmitting the record relative to the applications of Archie and Victor Newton for enrollment as Choctaw freedmen, including the decision of the Commissioner dated February 14, 1907, adverse to the applicants.

The decision of the Commissioner has been examined and found correct and the same is recommended for approval.

Very respectfully,

C. F. Larambee,

Acting Commissioner.

H. M. D. - 111

17-NB-377

Muskogee, Indian Territory, April 4, 1907.

Henry Newton,

Gutter, Indian Territory.

Dear Sir:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 14, 1907, declining to receive or consider the application for the enrollment of Archie Newton and Vile Newton as Choctaw freedmen.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

17-MB-377

Muskogee, Indian Territory, April 4, 1907.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 14, 1907, declining to ~~receive~~ the application for the enrollment of Archie Newton and Vitie Newton as Choctaw freedmen.

Respectfully

Geo. D. P. Jones

Acting Commissioner.

Choctaw M. Fr. 378

Edmond Mickle

M. Fr. 378

378

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

Edmond Mickle

DISMISSED Jan 21 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

378

17 7133 18

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Edmond Mickle

as a citizen of

Choctaw

Nation.

Approved..... 190...

Commissioner.

Born July 14, 1906

17-1420

JUL 28 1906

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED
TRIBES.

It appearing from the within affi-
davits that the applicant, Edmond
Mickle, was born subsequent to March
1, 1906, I am of the opinion that
under the provisions of the Act of
Congress approved April 26, 1906
(34 Stats., 137), I am without au-
thority to receive, consider or make
any record of any application for
the enrollment of the said Edmond
Mickle as a freedman of the Choctaw
Nation, and therefore, I should
decline to receive the same, and it
is so ordered.

Commissioner.

Muskogee, Indian Territory,

JAN 21 1907

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Edmond Mickle, born on the 17 day of July, 1906.
Name of Father W. Braxton Mickle, a citizen of the Choctaw Nation
Name of Mother Ella Reed, a citizen of the Choctaw Nation
Tribal enrollment of father _____ Tribal enrollment of mother _____
Postoffice Seethers Indian Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
District _____

I, Ella Reed, on oath state that I am 17
years of age and a citizen by marriage of the Choctaw Nation;
that I am the lawful wife of _____, who is a citizen, by
_____ of the _____ Nation; that a Male child was
born to me on 7th day of February, 1906; that said child has been named
Edmond Mickle and was living March 4, 1906

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 24 day of July, 1906.

Not Commission
W. B. Reed
Jan 21/09.

E. Eubanks
Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
District _____

I, Anna Johnson, a midwife, on oath state that I
attended on Ella Reed, wife of _____
on the 17 day of July, 1906; that there was born to her on said date a Male
child that said child was living March 4, 1906, and is said to have been named Edmond
Mickle.

ATTENESSES TO MARK

[Must be Two
Witnesses]

Subscribed and sworn to before me this

day of

Not Commission
W. B. Reed
Jan 21/09.

E. Eubanks
Notary Public

JAN 23 1907

348 . 1

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Affidavit of Ella Reed.

I, J. S. Suther. J.P. Jan. 21st/07.
This is to Certify that W. Ella Reed, the
Mother of Edmund Mickle, a minor child.
a Choctaw Freedman. Did. Execute a
affidavit of the said Edmund Mickle, to
the Commission of the Five Civilized Tribes,
on July the 24th 1906. before J. C. Erbuckle, a
Notary Public.
Subscribed my hand and Seal
This the 21st day of January, 1907.
Ella Reed SEAL

Subscribed and Sworn to before
me this 21st day of January 1907.
Geo. W. Rogers. J.P.

17-1496

Waskogee, Indian Territory, August 27, 1906.

Ella Reed,

Sutter, Indian Territory.

Dear Madam:

July 28, 1906, there were received at this office your affidavit and the affidavit of Ann Johnson to the birth of Edmond Mickle, child of Braxton Mickle and Ella Reed, July 14, 1906.

You are advised that under the act of Congress approved April 26, 1906, only those children of citizens of the Choctaw and Chickasaw Nations who were living March 4, 1906, are entitled to enrollment.

Respectfully,

Acting Commissioner.

Luskogee, Indian Territory, December 1, 1906.

Ella Reed,

Sutter, Indian Territory.

Dear Madam:

It appears from the records of the Commissioner that an application was received at this office on July 28, 1906, for the enrollment of your child Ed and Nickle as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided a application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your children above named prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of

-2-

presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

17- N 378

Muskogee, Indian Territory. January 22, 1907.

Braxton Mickle,

Sutter, Indian Territory.

Dear Sir:

You are hereby advised that it appears from the records of this office that your minor child, Edmond Mickle, was born subsequent to March 4, 1906. The Commissioner to the Five Civilized Tribes on January 21, 1907, declined to receive the application for his enrollment as a minor Choctaw freedman.

Respectfully,

Commissioner.

17-MB-378

uskogee, Indian Territory, January 30, 1907.

Ella Reed,

Sutter, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your affidavit to the effect that you made application to the Commissioner to the Five Civilized Tribes for the enrollment of your child as a Choctaw freedman on July 24, 1906.

You are advised that on January 21, 1907, the Commissioner to the Five Civilized Tribes rendered a decision declining to receive the application for the enrollment of your child Edmund Mickle as a Choctaw freedman for the reason that he was born subsequent to March 4, 1906, and on the same date the record in this case was forwarded to the Secretary of the Interior. You will be notified of Departmental action taken therein.

Respectfully,

Commissioner.

Choctaw M. Fr. 379

Orebell Moore

M. Fr. 379

379

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

Orebell Moore

ACT OF CONGRESS APPROVED APRIL 26, 1906

379

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES,
CHOCTAW LAND OFFICE.

-- :o: --

ATOFA, INDIAN TERRITORY, DECEMBER 18, 1906.

-- :o: --

IN THE MATTER of the application of Arbell Moore
for enrollment as a Choctaw freedman.

-----oOo-----

SOPHIE MOORE, being first duly sworn, testified as
follows:

By the Commissioner:

- Q What is your name ? A Sophie Moore.
Q What is your age ? A 22.
Q What is your post office address ? A Bokchito.
Q Are you the mother of Arbell Moore ? A Yes sir.
Q Are you a Choctaw freedman ? A Yes sir.
Q What was your name before you married ? A Ward.
Q What was your father's name ? A Sampson Ward.
Q What is your mother's name ? A Lina Ward.
Q Was your father a freedman ? A Yes sir.
Q What was the name of his owner ? A I don't know.
Q Was your mother a freedman ? A No sir.
Q Have you any brothers ? A Yes sir.
Q What are their names ? A Jesse, Tandy and Henry Ward.
Q Did you have any sisters ? A Yes sir.
Q What are their names ? A Ophelia Butler and Lillie Ward.
Q Was Ophelia enrolled as a Choctaw freedman ? A Yes sir.

The name of Sophia Ward appears opposite No.
5176 upon the approved roll of Choctaw freedmen,
Field Card No. 874.

- Q There is on file with the Commissioner an application for
the enrollment of Arbell Moore as a Choctaw freedman, which
application was made before P. Davis, a notary public, on
the 23rd of July, 1906, and was received by the Department
of the Interior July 30, 1906. The name of Sophie Moore
and the name of Violet (Vincent) Duncan appear upon the
affidavits: you remember of making this application, do
you ? A Yes sir.
Q After you made the affidavit what did you do with the
paper, leave it with the notary public ? A Yes sir.
Q Did he tell you he would send it in ? A My husband
attended to it; I don't know whether he took it or whether
he left it in the hands of the notary public.
Q Where is your husband to-day ? A He is at home at Double
Springs.

Q Did you ever make any other application for Arbell Moore ?
A Before or after ?

Q Before ?

A I think it was in April; I disremember what time it was.

Q What notary public did you appear before then ?

A It was a grafter, I don't know his name.

Q Do you know how your child's name was spelled in the first application ?

A I give it in as Arbell, I don't know how he spelled it. You don't know whether he spelled it with an "A" or with an "O" ?

Q A No sir.

I have here a list of applications which were filed before the 26th of July, 1906, and I find opposite No. 379 the name of Orebell Moore, born September 28, 1905; father, R. P. Moore, a non-citizen; and mother, Sophie Moore, not identified. The application was received by the Commissioner July 19, 1906. In everything except the spelling of the child's name coincides with the statements in the application that I have before me which was made the 23rd of July, 1906: do you believe that to be the same as your child Arbell Moore ?

A It is just a mistake in the spelling of the name.

(Witness excused)

Wm. L. Martin, stenographer to the Commissioner to the Five Civilized Tribes, on oath states that he recorded the testimony in this cause, and that the above and foregoing is a full, true and correct transcript of his stenographic notes thereof.

Subscribed and sworn to before me this the 19 day of December, 1906.





Notary Public.

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Leach, J. H.
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Department of the Interior,
Commissioner To The Five Civilized Tribes.

Enrollment of Minors. Act of Congress, Approved April 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Urbel Moore, born on the 28 day of September, 1905.
Here insert name of child.

Name of Father: Urbel Moore a citizen of the Cherokee Nation

Name of Mother: Sophia Moore a citizen of the Cherokee Nation

Tribal enrollment of father: Urbel Moore Tribal enrollment of mother: Sophia Moore

Postoffice: Cherokee, Okla.

Affidavit of Mother.

UNITED STATES of AMERICA, Indian Territory, }
Cherokee District. }

I, Sophia Moore, on oath state that I am 28 years of age and a citizen by Adoption of the Cherokee Nation; that I am the lawful wife of Urbel Moore who is a citizen, by Adoption of the Cherokee Nation; that a female child was born to me on 28 day of September, 1905; that said child has been named Urbel Moore and was living March 4, 1906.

WITNESSES TO MARK:

[Must be two Witnesses.]

Subscribed and sworn to before me this 28 day of July, 1906.
Edgar
Notary Public,

Affidavit of Attending Physician or MID-WIFE

UNITED STATES of AMERICA, Indian Territory, }
Cherokee District. }

I, Viola Vincent Duncan, a mid-wife on oath state that I attended on Sophia Moore wife of Urbel Moore on the 28 day of Sept, 1905; that there was born to her on said date a female child; that said child was living March 4, 1906, and is said to have been named Urbel Moore.

WITNESSES MARK:

[Must be two Witnesses.]

Subscribed and sworn to before me this 23 day of July, 1906.
Edgar
Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES,
CHOCTAW LAND OFFICE.

-- :o: --

ATOKA, INDIAN TERRITORY, DECEMBER 18, 1906.

-- :o: --

IN THE MATTER of the application of Arbell Moore
for enrollment as a Choctaw freedman.

-----cOo-----

SOPHIE MOORE, being first duly sworn, testified as
follows:

By the Commissioner:

Q What is your name ? A Sophie Moore.
Q What is your age ? A 22.
Q What is your post office address ? A Bokchito.
Q Are you the mother of Arbell Moore ? A Yes sir.
Q Are you a Choctaw freedman ? A Yes sir.
Q What was your name before you married ? A Ward.
Q What was your father's name ? A Sampson Ward.
Q What is your mother's name ? A Lina Ward.
Q Was your father a freedman ? A Yes sir.
Q What was the name of his owner ? A I don't know.
Q Was your mother a freedman ? A No sir.
Q Have you any brothers ? A Yes sir.
Q What are their names ? A Jesse, Tandy and Henry Ward.
Q Did you have any sisters ? A Yes sir.
Q What are their names ? A Ophelia Butler and Lillie Ward.
Q Was Ophelia enrolled as a Choctaw freedman ? A Yes sir.

The name of Sophia Ward appears opposite No.
5176 upon the approved roll of Choctaw freedmen,
Field Card No. 874.

Q There is on file with the Commissioner an application for
the enrollment of Arbell Moore as a Choctaw freedman, which
application was made before P. Davis, a notary public, on
the 23rd of July, 1906, and was received by the Department
of the Interior July 30, 1906. The name of Sophie Moore
and the name of Violet (Vincent) Duncan appear upon the
affidavits: you remember of making this application, do
you ? A Yes sir.
Q After you made the affidavit what did you do with the
paper, leave it with the notary public ? A Yes sir.
Q Did he tell you he would send it in ? A My husband
attended to it; I don't know whether he took it or whether
he left it in the hands of the notary public.
Q Where is your husband to-day ? A He is at home at Double
Springs.

- Q Did you ever make any other application for Arbell Moore ?
A Before or after ?
Q Before ?
A I think it was in April; I disremember what time it was.
Q What notary public did you appear before then ?
A It was a grafter, I don't know his name.
Q Do you know how your child's name was spelled in the first application ?
A I give it in as Arbell, I don't know how he spelled it.
Q You don't know whether he spelled it with an "A" or with an "O" ?
A No sir.
Q I have here a list of applications which were filed before the 26th of July, 1906, and I find opposite No. 379 the name of Orebell Moore, born September 28, 1905; father, R. B. Moore, a non-citizen; and mother, Sophie Moore, not identified. The application was received by the Commissioner July 19, 1906. In everything except the spelling of the child's name coincides with the statements in the application that I have before me which was made the 23rd of July, 1906: do you believe that to be the same as your child Arbell Moore ?
A It is just a mistake in the spelling of the name.

(Witness excused)

Wm. L. Martin, stenographer to the Commissioner to the Five Civilized Tribes, on oath states that he recorded the testimony in this cause, and that the above and foregoing is a full, true and correct transcript of his stenographic notes thereof.

Subscribed and sworn to before me this the 14 day of December, 1906.


Notary Public.

per

7113379

In Re
Application for Enrollment of
Infant Child

Orebell Moore

AS A

CHOCTAW FREEDMAN

Nation

Approved

190...

[Signature]
Commissioner.

UNION REVIEW



ARMORE, I. I.

N. B.

JUL 19 1906

DEPARTMENT OF THE INTERIOR
Commissioner to the Five Civilized Tribes

In re Application for Allotment, USA *Kudman* of the *Choctaw* Nation
Orebell Moore born on the *28* day of *September* *1905*
 (Here insert name of child)
 Father *R. B. Moore* a *Choctaw* Nation
 Mother *Sophie Moore* a *Choctaw* Nation
 Postoffice *Bokchito J. I.*

AFFIDAVIT OF MOTHER

UNITED STATES OF AMERICA INDIAN TERRITORY
Central DISTRICT
Sophie Moore on oath state that I am *23* years of age
 a *Choctaw* Nation
 and I am the wife of *R. B. Moore* who is a *Choctaw* Nation
Blonde of the *Choctaw* Nation that I am a *Female* (Male or Female)
 born on the *28* day of *September* *1905* that said child has been named
Orebell Moore and was living March 4, 1906
Sophie Moore

Witness my hand

at *Choctaw*
 this *28* day of *July*

Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA INDIAN TERRITORY
Central DISTRICT
Violet Vinson on oath state that I
 a *Choctaw* Nation
 and I am the wife of *R. B. Moore* who is a *Choctaw* Nation
Blonde of the *Choctaw* Nation that I am a *Female* (Male or Female)
 born on the *28* day of *September* *1905* that there was born to her on said date a
Orebell Moore and is said to have been named
Violet Vinson
 Witness my hand
R. B. Vinson
R. B. Vinson

R. B. Vinson
 Notary Public

Muskogee, Indian Territory, September 7, 1906.

Albert J. Lee,
Attorney at Law,
Ardmore, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of July 17, 1906, inclosing affidavits of Sophie Moore and Violate Vinson to the birth of Orebelle Moore, child of R. B. Moore and Sophie Moore, September 28, 1905.

It is stated in the affidavit of the mother that she is a Choctaw freedman. If this is correct you are requested to give the names of her parents, the time and place application was made for her enrollment, and if she has selected an allotment of the lands of the Choctaw or Chickasaw Nation give her roll number as it appears upon her allotment certificate.

Respectfully,

Acting Commissioner.

Muskogee, Indian Territory, December 1, 1906.

A. B. Moore,

Okemite, Indian Territory.

Dear Sir:

There were received at this office affidavits of Sophie Moore and Violet Vincent Duncan to the birth of Arbell Moore, child of A. B. Moore and Sophie Moore, September 28, 1905.

It is stated in the affidavit of the mother that she is a citizen by adoption of the Choctaw Nation. If this is correct you are requested to give the names of her parents, the time and place application was made for her enrollment, and if she has selected an allotment of the lands of the Choctaw or Chickasaw Nation give her roll number as the same appears upon her allotment certificate.

This matter should receive immediate attention.

Respectfully,

Commissioner.

Muskogee, Indian Territory, December 1, 1906.

R. B. Moore,

Bokchito, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on Aug 8, 1906, for the enrollment of your child Arbell Moore as a Choctaw freedman .

You are advised that the time within which application could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your child above named prior to July 25, 1906, you should appear before the Choctaw Land office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of pre

R.B.M. #2

senting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

Bokchito, Ind. Ter.

12/7/1906

Department of the Interior

Your honor I received yours of the first asking for information in the regards of who Sophie Moore were, And who her parence are and The date of her filing No. of Filing which I will inclose herewith above.

Sophia Moore parence Fathor Samson Ward, Mother Palina Ward, Certificate No. 6086. Sec. 7, Town 6 S Range 11E Acres 40. time Aug 7, 1905.

Now if ther is aney chanch whatever of Arbell Moore filing which Application was made for her last July I wish you would please let me know just when to Appear at the land office. By return mail at once and oblige your

H. B. Moore,

Bokchito.

17-NB-379

Muskogee, Indian Territory, December 14, 1906.

R. B. Moore,

Bokchito, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of December 7, 1906, giving the names of the parents of your wife, Sophia Moore, and this information has enabled this office to identify her as an enrolled Choctaw freedman, and the same has been filed with the record in the matter of the application for the enrollment of Orebell Moore as a minor Choctaw freedman.

Respectfully,

Commissioner.

Choctaw M. Fr. 380

Idella Clark

Leonard Clark

Edwin C. Clark

M. Fr. 380

MINOR
ENROLLMENT

CHOCTAW FREEDMAN

Idella Clark
Leonard Clark
Edwin C. Clark

No. 1 & 3 GRANTED Jan 16 1907

Copy of Decision Forwarded Applicant
Jan 26 1907Copy of Decision Forwarded Attorneys
For Choctaw And Chickasaw Nations
Jan 26 1907

ACT OF CONGRESS APPROVED APRIL 26 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES,
CHOCTAW LAND OFFICE.

-- :o: --

ATOKA, INDIAN TERRITORY, DECEMBER 21, 1906.

-- :o: --

IN THE MATTER of the application for the enrollment
of Idella, Leonard and Edwin Clark as Choctaw freedmen.

-----oOo-----

EMILY CLARK, being first duly sworn, testified as
follows:

By the Commissioner:

- Q What is your name ? A Emily Clark.
Q What is your age ? A 31.
Q What is your post office address ? A Boswell.
Q Do you appear heretto-day for the purpose of giving additional
testimony in the matter of the application for the enrollment
of your three minor children, Idella, Leonard and Edwin Clark,
as Choctaw freedmen ? A Yes sir.
Q Are you the mother of all three of these children ? A Yes sir.
Q Are all three of these children living at this time ? A Yes sir.
Q What is the name of your father ? A James Tims.
Q Do you know the name of his owner ? A John McIntosh.
Q What is the name of your mother ? A Penelope Tims.
Q Did she have an owner ? A If she did I don't know it; I never
heard her say.
Q How many children have you filed for ? A Five.
Q What are their names ? A Olive, Dera, Farris, William and
Garrett.

The name of Emily Clark appears opposite No. 3225
upon the approved roll of Choctaw freedmen, and on Choctaw
freedmen field card No. 622 at No. 2 thereon.

- Q What is the name of the father of these three children ? A Ben
Clark.
Q Is he living ? A Yes sir.
Q Is he a Choctaw freedman ? A Yes sir.
Q What is the name of his father ? A Robin Clark.
Q Did he have an owner ? A Yes sir, LeFlore.
Q What is the name of his mother ? A Becky Carson.
Q Did she have an owner ? A Yes sir, I guess she did.
Q Is Ben Clark now living ? A Yes sir.
Q He is your husband ? A Yes sir.
Q And he is the father of all three of these children ? A Yes sir.

The name of Ben Clark appears opposite No. 1354 upon
the approved roll of Choctaw freedmen, and on Choctaw freed-
men field card No. 622 at No. 1 thereon.

- Q There was received by the Commissioner to the Five Civilized Tribes on August 14, 1906, applications for the enrollment of Idella, Leonard and Edwin Clark as Choctaw freedmen, together with the affidavits of Emily Clark, the mother of said children, and Bell Vincent, the mid-wife who was in attendance at the time of the birth of Edwin Clark, and Anna James, the mid-wife who was in attendance at the time of the birth of Idella and Leonard Clark, which affidavits were signed and acknowledged before George Hoodenpyl, a notary public, on the 13th day of August, 1906: were you present when all of these affidavits were signed and executed? A Yes sir.
- Q Where was that? A That was in Hunter's office down there at Boswell.
- Q What did you do with the affidavits after they were signed and executed on the 13th day of August, 1906? A He fixed them up and sealed them and mailed them at Boswell.
- Q Who mailed them? A The notary.
- Q He mailed them immediately after they were executed by you? A Yes sir.
- Q Did you ever make application for the enrollment of these three children prior to August 13, 1906? A Yes sir, had some made before then.
- Q When did you have some made before? A Had some made for Leonard and Edwin in 1904.
- Q Did you make any application for the enrollment of Idella Clark before August 13, 1906? A Yes sir, she has had one made before that.
- Q When and where did you make an application before August 13, 1906, for the enrollment of Idella Clark? A The very first one was made in 1901.
- Q There was filed with the Commissioner on April 26, 1906, an application for the enrollment of Leonard Clark as a Choctaw freedman, together with the affidavits of Emily Clark, the mother of said Leonard Clark, and Hannah James, the mid-wife who was in attendance on the date of his birth, which affidavits were executed before Thomas V. McReynolds, a notary public, on December 24, 1902: did you send this affidavit to the Commissioner at Muskogee? A Yes sir, Mr. McReynolds mailed it for me.
- Q Did you execute any affidavit at that time for the enrollment of Idella Clark? A No sir.
- Q Did you make any application for the enrollment of Idella Clark before December 24, 1902? A Yes sir, we did make one for Idella in 1901.
- Q What did you do with that application? A Left it with Mr. Homer - I guess he mailed it.
- Q When did you make application before December 24, 1902, for the enrollment of Idella Clark? A I said 1901.
- Q Where did you make that application? A Down at Mayhaw.
- Q Before whom did you make that application? A It was by Homer.
- Q Was Homer a notary public? A Yes sir, he was attending court; Tom Maxwell was the notary public.
- Q Tom Maxwell was the notary public before whom you executed an affidavit for the enrollment of Idella Clark? A Yes sir.
- Q What did you do with that application? A We left it with him to mail it. I don't know what he did with it, but he said he would mail it.
- Q Did you ever make any other application for the enrollment of Edwin Clark? A Yes sir, had one made in 1902 by Tanner.
- Q Where did you have that affidavit made? A At my house.
- Q Near what post office is yourhouse? A Boswell.
- Q Before what notary did you make that application? A Tanner was the notary public then.

- Q What did you do with that application ? A Left it with him to mail it.
- Q Where did he tell you he would mail it ? A He was to mail it at Boswell.
- Q Did you understand that he was to send that application to Muskogee ? A Yes sir, he said he would send it.
- Q Did you write to the Commissioner sometime in June, 1906, relative to the enrollment of your children as Choctaw freedmen ? A Yes sir, Ben did.
- Q In that letter did he mention the names of the children for whom he desired to make application for enrollment ? A Yes sir.
- Q What names did he give the Commissioner at that time ? A Isella, Leonard and Edwin.
- Q Did you receive a reply from the Commissioner in response to Ben Clark's letter ? A Yes sir.
- Q Is this the letter ? A Yes sir, that is it.

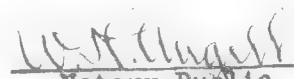
Witness offers in evidence letter of the Commissioner under date of June 13, 1906, acknowledging receipt of a letter from her husband, Ben Clark, relative to the enrollment of her children, which is marked "Exhibit A" and made a part of the record.

(Witness excused)

Wm. L. Martin, stenographer to the Commissioner to the Five Civilized Tribes, on oath states that the above and foregoing is a full, true and correct transcript of his stenographic notes taken insaid cause on said date.



Subscribed and sworn to before me this the 23 day of December, 1906.



Notary Public.

17-N.B.-380.
S.E.F.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the applications for the enrollment of
Idella Clark and Edwin Clark as Choctaw freedmen.

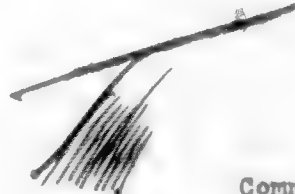
-----ooOoo-----

It appears from the record herein that application was
duly made for the enrollment of Idella Clark as a Choctaw freedman
within the time limited by the provisions of Section One of the
Act of Congress approved April 26, 1906 (34 Stats., 137), and for
the enrollment of Edwin Clark as a Choctaw freedman within the time
limited by the provisions of Section Two of said act.

It further appears from the record herein and from the
records of this office that the said applicants, Idella Clark and
Edwin Clark were born September 1, 1900, and December 23, 1904, re-
spectively, that they are the children of Ben Clark whose name ap-
pears opposite No. 1354 on the final roll of Choctaw freedmen
approved by the Secretary of the Interior April 6, 1903, and Emily
Clark whose name appears opposite No. 3225 on the final roll of
Choctaw freedmen approved by the Secretary of the Interior on Sept-
ember 26, 1903; that Idella Clark was living September 25, 1902 and
that Edwin Clark was living March 4, 1906.

I am of the opinion that Idella Clark should be enrolled
as a Choctaw freedman under the provisions of the Acts of Congress
approved June 28, 1898 (30 Stats., 490), and July 1, 1902 (32 Stats.,
641), and it is so ordered.

I am further of the opinion that Edwin Clark, should be
enrolled as a Choctaw freedman under the provisions of the Act of
Congress approved April 26, 1906 (34 Stats., 137), and it is so
ordered.



Commissioner.

Muskogee, Indian Territory,

JAN 26 1907

17-N-380

Muskogee, Indian Territory, January 26, 1907.

Emily Clark,

Boswell, Indian Territory.

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 26, 1907, granting the application for the enrollment of Idella Clark and Edwin Clark as Choctaw freedmen.

You are hereby advised that the names of Idella Clark and Edwin Clark will be placed upon the next schedule of Choctaw freedmen to be submitted to the Secretary of the Interior for his approval.

Respectfully,

[Signature]
Commissioner.

Registered.

17-N-380.

17-NB-330.

Muskogee, Indian Territory, January 26, 1907.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby notified that the Commissioner to the Five Civilized Tribes, on January 26, 1907, rendered his decision, granting the application for the enrollment of Idella Clark and Edwin Clark as Choctaw freedmen.

You are hereby advised that the names of Idella Clark and Edwin Clark will be placed upon the next schedule of Choctaw freedmen to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Tamm Dobbins

Commissioner.

Registered.
17-NB-330.

17-K.B.-380.
S.E.V.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the alleged application for the enrollment of Idella (Ideller) Clark and Edwin Clark as Choctaw freedmen.

-----ooOoo-----

It appears from the record herein that on August 14, 1906, there were received by the Commissioner to the Five Civilized Tribes written applications for the enrollment of Idella Clark and Edwin Clark as Choctaw freedmen.

On December 21, 1906, Emily Clark, the mother of the said applicants, appeared before the Commissioner to the Five Civilized Tribes, at Atoka, Indian Territory, and gave testimony for the purpose of showing whether or not applications had been made for the enrollment of said applicants as Choctaw freedmen within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

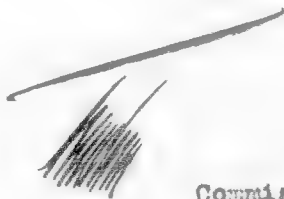
On said date Emily Clark testified that said applications received by the Commissioner to the Five Civilized Tribes on August 14, 1906, had been made by her, and that the same were executed on August 13, 1906, at Boswell, Indian Territory, before George Hoodenpyl, a notary public; that she had made one prior application in 1901, for the enrollment of Idella Clark at Mayhew, Indian Territory, before Tom Maxwell, a notary public, and had left it with him as he promised to send it to the Commissioner to the Five Civilized Tribes at Muskogee, Indian Territory; that in June, 1906, Ben Clark, father of said applicants, wrote a letter to the Commissioner to the Five Civilized Tribes relative to the enrollment of said applicants, giving their names as Ideller and Edwin Clark.

It appears from the records of this office that on May 10, 1904, there was received by the Commissioner to the Five Civilized Tribes a letter from Ben Clark, the father of said applicants, stating that Ideller Clark was born September 1, 1900, and that he had made application for her at Mayhew, Indian Territory, in February, 1901. On June 11, 1906, another letter was received from the father asking if his children were still denied enrollment as Choctaw freedmen and stating that he had claim pending for three children but failing to give their names. On July 23, 1906, the third letter was received from the father stating that he had three children that ought to share and that their names were Ideller, Leonard and Edwin Clark.

It appears from the record herein that the birth affidavits of Emily Clark, the mother, Anna James, the attending midwife at the birth of Ideller Clark, and Belle Vinson, who attended at the birth of Edwin Clark, were executed on August 13, 1906, at Boswell, Indian Territory, before George Hoodenpyl, a notary public.

I am of the opinion that the letter above referred to received May 10, 1904, establishes that application was made for the enrollment of Idella (Ideller) Clark as a Choctaw freedman within the time limited by Section One of the Act of Congress approved April 26, 1906 (34 Stats., 137), and that the same should now be determined upon its merits, and it is so ordered.

I am further of the opinion that the letters above referred to, received June 11, 1906, and July 23, 1906, respectively, establish that application was made for the enrollment of Edwin Clark as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), and the same should now be determined upon its merits in accordance with the opinion of the Assistant Attorney-General of the Department of the Interior of November 16, 1906 (I.T.D. 22746-1906), and it is so ordered.



Commissioner.

Muskogee, Indian Territory,

Jan'y 23rd - 1907.

17-622 *Friedman*

NB 380 RE

Application for Enrollment of

INFANT CHILD

Leonard Clark

as a citizen of the

Choctaw Nation.

Approved

190

Commissioner.

Born Nov 29 1902

Received at Muskogee P.O.

Dec 26, 1902.

NB 380

17-622

APR 26 1906

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the *Choctaw* Nation,
of *Lenard Clark*, born on the *28* day of *Nov.*, 1902
(If not name of child)
Name of Father: *Benjamin Clark*, a citizen of the *Choctaw* Nation.
Name of Mother: *Emily Clark*, a citizen of the *Choctaw* Nation.
Post-Office: *Boswell, Ind.*

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, }
INDIAN TERRITORY, }
Central District. }

I, *Emily Clark*, on oath state that I am *28*
years of age and a citizen, by *birth*, of the *Choctaw* Nation;
that I am the lawful wife of *Benjamin Clark*, who is a citizen, by
birth, of the *Choctaw* Nation, that a *male* child was
(Male or female)
born to me on the *28* day of *Nov.*, 1902; that said child has been
named *Lenard Clark*, and is now living.

WITNESSES TO MARK

(Must be Two
Witnesses) }

Subscribed and sworn to before me this *24* day of *Dec.*, 1902

Thomas V. McReynolds
Notary Public.
My Comm. Exp. *Apr. 27-1905*

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, }
INDIAN TERRITORY, }
Central District. }

I, *Hannah James*, a *midwife*, on oath state that I
attended on Mrs. *Emily Clark*, wife of *Benjamin Clark*,
on the *28* day of *Nov.*, 1902; that there was born to her on said
date a *male* child; that said child is now living and is said to have been
(Male or female)
named *Lenard Clark*.

WITNESSES TO MARK

(Must be Two
Witnesses) }

Subscribed and sworn to before me this *24* day of *Dec.*, 1902

Thomas V. McReynolds
Notary Public.
My Comm. Exp. *Apr. 27-1905*

N.B.380...

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Leonard Clark
Guadman
AS SUTHERS OF
Choctaw Nation.

Approved..... 190...

Commissioner.

Born Sept. 29, 1902

17-622

AUG 14 1906

N.B.380.

7

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Leonard Clark, born on the 29 day of November, 1902.
(Here insert name of child)
Name of Father: Ben Clark a citizen of the Choctaw Freedman Nation.
Name of Mother: Emily Clark a citizen of the Choctaw Freedman Nation.
Tribal enrollment of father: 1354 Tribal enrollment of mother: 6648
Postoffice: Boswell, Ind., Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
.....Central..... District. }

I, Emily Clark, on oath state that I am 29 years of age and a citizen by marriage, of the Choctaw Freedman Nation; that I am the lawful wife of Ben Clark, who is a citizen, by marriage, of the Choctaw Freedman Nation; that a male child was born to me on 29 day of September, 1902; that said child has been named Leonard Clark and was living March 4, 1906.

Emily Clark

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 15 day of August, 1906.

Ernest Handspike
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
.....Central..... District. }

I, Anna James, a mid-wife, on oath state that I attended on Emily Clark, wife of Ben Clark, on the 29 day of November, 1902; that there was born to her on said date a male child; that said child was living March 4, 1906, and is said to have been named Leonard Clark.

Anna James

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 15 day of August, 1906.

Ernest Handspike
Notary Public.

fec

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 22, 1906.

Leonard Clark
Wideman
as a citizen of

Shoreland Nation.

Approved... FEB 9 1907 190...

[Signature]
Commissioner.

Order of Birth
Nov 29. 1902

RECEIVED
COMMISSIONER OF THE BUREAU OF INDIAN AFFAIRS

JAN 25 1907

[Signature] COMMISSIONER.

17713380

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MIXORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a *Friedman Chocoma* Nation,
of *Leonard Clark* born on the *29* day of *November*, 1902
[Here insert name of child]
Name of Father: *Ben Clark* a *Friedman Chocoma* Nation.
Name of Mother: *Emily Clark* a *Friedman Chocoma* Nation.
Tribal enrollment of father: Tribal enrollment of mother:

Postoffice: *Box 41, D. T.*

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Central District.

I, *Emily Clark*, on oath state that I am *31*
years of age and a *Friedman* citizen by, of the *Chocoma* Nation;
that I am the lawful wife of *Ben Clark*, who is a citizen, by
Friedman of the *Chocoma* Nation; that a *male* child was
born to me on *29* day of *November*, 1902, that said child has been named
Leonard Clark and was living March 4, 1906.

Emily Clark

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this *21* day of *January*, 1907

By Commissioner *Expire 1/27/1909* *A. J. Markiz*
Notary Public.

N.B. 380

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 22, 1906.

Ethorn Clark

as a citizen of

Choctaw

Nation.

Approved..... 190...

Commissioner.

Born Dec. 23, 1904

✓
AUG 14 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
 of Edwin Clark, born on the 17 day of December, 1904.
 [Here insert name of child]
 Name of Father: Ben Clark, a citizen of the Choctaw Nation.
 Name of Mother: Emily Clark, a citizen of the Choctaw Nation.
 Tribal enrollment of father: 1254. Tribal enrollment of mother: 1225.
 Postoffice: Baswell, Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
 Central District.

I, Emily Clark, on oath state that I am years of age and a citizen by of the Choctaw Nation;
 that I am the lawful wife of Ben Clark, who is a citizen, by of the Choctaw Nation; that a child was born to me on 23 day of December, 1904; that said child has been named Edwin Clark, and was living March 4, 1906.

Emily Clark

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 23.13th. day of August, 1906.

Graceland nyle
 Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
 Central District.

I, ~~Anne Jones~~ *Belle Vinson*, a mid-wife, on oath state that I attended on Emily Clark, wife of Ben Clark, on the 23 day of December, 1904; that there was born to her on said date a child; that said child was living March 4, 1906, and is said to have been named Edwin Clark.

Belle Vinson
 mark

WITNESSES TO MARK

[Must be Two Witnesses] { *Graceland nyle*
Adrian

Subscribed and sworn to before me this 1. day of August, 1906.

Graceland nyle
 Notary Public

IN RE
Application for Enrollment of
MINOR CHILD

Act of Congress Approved
April 26, 1906.

.....
as a citizen of

..... Nation.

Approved..... 190...

.....
Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Edwin Clark, born on the 23 day of December, 1904.
(Here insert name of child)
Name of Father: Ben Clark a citizen of the Choctaw freedman Nation.
Name of Mother: Emily Clark a citizen of the Choctaw freedman Nation.
Tribal enrollment of father: 1354 Tribal enrollment of mother: 3225.
Postoffice: Boswell, Indian Territory.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, Emily Clark, on oath state that I am 31
years of age and a citizen by of the Choctaw freedman Nation;
that I am the lawful wife of Ben Clark, who is a citizen, by
of the Choctaw freedman Nation; that a male child was
Male or Female
born to me on 23 day of December, 1904; that said child has been named
Edwin Clark, and was living March 4, 1906.

Emily Clark

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 08 13th day of August, 1906.

Geo. L. Hoodenpyl,
Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, Belle Vinson, a mid-wife, on oath state that I
attended on Emily Clark, wife of Ben Clark
on the 23d day of December, 1904; that there was born to her on said date a male
Male or Female
child; that said child was living March 4, 1906, and is said to have been named Edwin Clark.

her

Belle X Vinson,
mark

WITNESSES TO MARK:

Geo. L. Hoodenpyl

[Must be Two
Witnesses]

A. J. Vinson,

Subscribed and sworn to before me this 13 day of August, 1906.

Geo. L. Hoodenpyl,
Notary Public

Muskogee, Indian Territory, May 15, 1904.

Ben Clark,

Boswell, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 6th inst., stating that your daughter, Idella Clark was born after September 1900, and that you made application for her enrollment in February 1901, at Mayhew, Indian Territory, before a Notary Public, but are unable to state the exact date of the month upon which said application was made.

You are informed it appears from our records that Ben Clark of Mayhew, Indian Territory, now about 40 years of age, his wife, Emily Clark, and their minor children, Oliver, Deva, Farris, William and Garrett A. H. Clark, have been enrolled by this Commission as Choctaw freedmen and their enrollment as such approved by the Secretary of the Interior.

On December 27, 1902, there was received at the postoffice Muskogee, Indian Territory, an application for the enrollment as a Choctaw freedmen of Lenard Clark, infant son of Benjamin J. and Emily Clark, born November 29, 1902, subsequent to the ratification on September 25, 1902, of the Act of Congress approved July 1, 1902, which provides that no child born thereafter to a citizen or freedman shall be entitled to enrollment or to participate in the dis-

B C 2

tribution of the tribal property of the Choctaws and Chickasaws.

You will therefore understand that under the above legislation the Commission is now without authority to enroll said Lenard Clark as a Choctaw freedman.

You are further informed it does not appear that any application has been received by this office for the enrollment of your daughter, Ideller Clark as a Choctaw freedman.

If, however, you insist that application was made before a Notary Public in 1901, at Mayhew, Indian Territory, for the enrollment of said child as a Choctaw freedman, you may forward to this office affidavits relative to her birth, which must be executed by the mother and attending mid-wife, blanks for which purpose are enclosed herewith, together with the affidavit of the Notary Public relative thereto before whom the application is said to have been made, and upon receipt of which you will be further advised in the matter.

Respectfully,

Chairman.

BC.

Poswell, I. T. 7th & 21. 1906.

Mr. Rams Pixby

Dear Sir saw in the News the Dallas Texas where it said that the Freedman New Born of the Choctaw and Chickasaw were provided for, and seems like was limited so I thought it fair to get your Desion I have 3 Little ones that ought to Partisipate or to share their Names are as follows Ideller Clark and Lenard Clark and Edwin Clark. Mr. Commissioner I am unable to meet those demands Financially and fear the will bee lost, so I am anxi-ous to Hear from you again.

I remain your Obdi

Ben Clark.

17-622

Muskogee, Indian Territory, July 26, 1906.

Ben Clark,

Nowell, Indian Territory.

Dear Sir:-

Receipt is hereby acknowledged of your letter of July 23, 1906, in which you state that you have understood provision has been made for the enrollment of new born children of Choctaw and Chickasaw freedmen, and if so you have three children, Ideller, Lenard and Edwin Clark whom you desire to have enrolled, and you ask how to proceed in this matter.

There are enclosed you herewith three blanks for the enrollment of minor children under the Act of Congress approved April 26, 1906, upon which, if you desire, you may forward affidavits to the birth of the children named in your letter.

Respectfully,

3 B. Cs.

Commissioner.

17-668

uskogee, Indian Territory, August 25, 1906.

Ben Clark,

Nowell, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Emily Clark and Anna James to the birth of Idella Clark and Leonard Clark, children of Ben and Emily Clark, September 1, 1900 and November 29, 1902; also affidavits of Emily Clark and Nell Vinson to the birth of Edwin Clark, child of Ben and Emily Clark, December 23, 1904.

Respectfully,

Acting Commissioner.

17-1-1900

Lawrence, in the Territory, August 1, 1906.

Ben Clark,

Worrell, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that applications were received at this office on August 14, 1906, for the enrollment of your children Della, Leonard and Edwin C. Clark as Choctaw freedmen.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided an application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your children above named prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of

-2-

presenting testimony relative to the submission of each application within the required time.

Respectfully,

Commissioner.

REFER IN REPLY TO THE FOLLOWING:
17-NB-380

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, January 15, 1907.

Ben Clark,

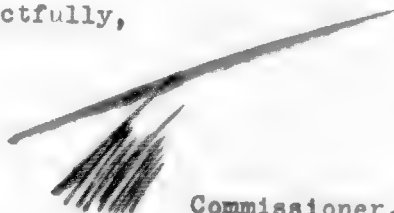
Boswell, Indian Territory.

Dear Sir:

In the matter of the application for the enrollment of your child, Leonard Clark, as a Choctaw freedman under the Act of Congress approved April 26, 1906, as amended by the Act of June 21, 1906, you are advised that it will be necessary that you furnish this office with a new affidavit of the mother to the birth of this child as the one heretofore forwarded is incorrect as to the date of his birth.

There is enclosed herewith a new blank which you are requested to have the mother execute at once before a notary and return the same promptly so as to reach this office prior to January 20, 1907, in order that proper disposition may be made of the application for the enrollment of this child.

Respectfully,



Commissioner.

B.C.
N.L. 1-15.

17-B-380

Muskogee, Indian Territory, January 26, 1907.

Ben Clark,

Boswell, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavit of Emily Clark to the birth of Leonard Clark, child of Ben and Emily Clark, November 29, 1902, and the same has been filed in the matter of the enrollment of said child.

Respectfully,

Commissioner.

DEPARTMENT OF THE INTERIOR.
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Exhibit "A" Muskogee, Indian Territory, June 13, 1904.

Ben Clark,
Roswell, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter without date in which you ask if freedman may have their children enrolled and in reply you are advised that the act of congress approved April 26, 1906, makes no provision for the enrollment of children of Choctaw and Chickasaw freedman.

Respectfully,

Tams Pixby,

Commissioner.

Roswell, I. T.

Honorable,

Tams Pixby

Chief Commissioner to the Five Civilized Tribes of Indians I Humbly
ask you for this information are we the Choctaw Freedman still
yet Denied of our Childrens enrollment our New Pawns I would
Bee verry glad to know i have 3 pending and would bee glad to
know something about these Claims in Obedience

Pen Clark.

Endorsed on back

Commissioner to Five Tribes

No. 23223 Received Jun 11 1906

Roswell, City. I. T.

Mayth 6th 1904.

Mr Tams Pixby.

Hon to Commission to the Five Civilized Tribes to in form you of my daughter Ideller Clark. she was born in the year of 1900. September the 1 & was a Plank filled for Her web 1901. at Mayhew I. T. Kind sir I am unable to state to you the exact date of web 1901. But that was done then No More at Present your Obedient.

Iden Clark.

Honorable Commissioner if i was able or had the Money I would have Come to your office Before this time past & saw you & Talked with you & Explained to you How this was Mr Pixby there are a good many of us Colored Citizens are unable to meet Expences in Obtaining or seeing after our afares like we wish to do.

Endorsed on back.

Commission to Five Tribes.

No. 14554 1904.

Received May 10 1904.

Choctaw M. Fr. 381

Thresie Campbell

M. Fr. 381

381

MINOR ENROLLMENT

CHOCTAW FREEDMAN

Thresie Campbell

ACT OF CONGRESS APPROVED APRIL 26, 1906

381

100 No.
Amended Petition.

IN RE APPLICATION FOR
ENROLLMENT OF

MINOR CHILD

Act of Congress

Approved April 26, 1906.

Theartie Campbell.

as a citizen of

Le Roelaw

Nation.

Approved

FEB 9 1907

190


Commissioner.

M. M. LINDLY - Attorney at Law,
South McAlester, I. T.

Wain 7 Birch
June 15, 1905

115 257

100 257

100 257

Birth Affidavit.

DEPARTMENT OF THE INTERIOR
Commissioner to the Five Civilized Tribes.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as Freedman member of the Choctaw Nation,
of Theartie Campbell, born on the 15th day of June 1905.
Name of Father: Jack Campbell, Freedman a citizen of the Choctaw Nation.
Name of Mother: Lillie Campbell, " a citizen of the Choctaw Nation.
Tribal enrollment of father Choctaw Freedman Tribal enrollment of mother Choctaw Freedman
Enrollment No. of father No. Enrollment No. of mother No. 3858
Postoffice Viraton, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, Lillie Campbell, on oath state that I am 39
years of age and a citizen by adoption of the Choctaw Nation,
that I am the lawful wife of Jack Campbell, who is a citizen, by
adoption of the Choctaw Nation; that a female child was
born to me on 15th day of June, 1905. [Male or Female]
Theartie Campbell, and was living March 4, 1906.

Lillie Campbell

Witnesses to Mark:

[Must be two
Witnesses].

Subscribed and sworn to before me this 22nd day of January, 1906.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, Mary Pursley, a Mid-wife, on oath state that I
attended on Lillie Campbell, wife of Jack Campbell
on the 15th day of June, 1905; that there was born to her on said date a
female child; that said child was living March 4, 1906, and is said to have been
named Theartie Campbell.

Mary Pursley

Witnesses to Mark:

[Must be two
Witnesses].

Subscribed and sworn to before me this 22nd day of January, 1906.

Notary Public.

N. E. 381

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

Therese Campbell
Friedman
as a relative of
Chickasaw Nation.

Approved..... 190...

Commissioner.

N. B. 381

JUL 23 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Chickasaw Nation,
of Messie Campbell, born on the 15th day of June, 1905.
Name of Father, Jack Campbell, a citizen of the Chickasaw Nation.
Name of Mother, Lillie Campbell, a citizen of the Chickasaw Nation.
Tribal enrollment of father, Chickasaw, Tribal enrollment of mother, Chickasaw.
Postoffice, Victor Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Central District.
I, Lillie Campbell, on oath state that I am Twenty nine
years of age and a citizen by adoption of the Chickasaw Nation;
that I am the lawful wife of Jack Campbell, who is a citizen, by
Adoption of the Chickasaw Nation; that a female child was
born to me on 15th day of June, 1905; that said child has been named
Messie Campbell, and was living March 4, 1906.

WITNESSES TO MARK:

Harry Flesher,
Prentiss Moore

Subscribed and sworn to before me this 21st day of July, 1906.

Robert A. McWhorter,
Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Central District.
I, Mary Persley, a Mid-wife, on oath state that I
attended on Lillie Campbell, wife of Jack Campbell,
on the 15th day of June, 1905; that there was born to her on said date a female
child, that said child was living March 4, 1906, and is said to have been named Messie Campbell.

WITNESSES TO MARK:

Harry Flesher,
Prentiss Moore

Subscribed and sworn to before me this 21st day of July, 1906.

Robert A. McWhorter,
Notary Public

IN RE**Application for Enrollment of****MINOR CHILD****Act of Congress Approved
April 26, 1906.**.....
as a citizen of..... **Nation.**
.....**Approved..... 190...**.....
Commissioner.
.....

JAN 1 1907

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MIXOIS. ACT OF CONGRESS, APPROVED APRIL 20, 1900.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Theresa Campbell born on the _____ day of _____
[Here insert name of child]
Name of Father: Jac. Campbell a citizen of the Choctaw Nation.
Name of Mother: Lillie Campbell a citizen of the Choctaw Nation.
Tribal enrollment of father Joe. Friedman Tribal enrollment of mother Joe. Friedman
Postoffice Vinton, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Central District.
I, Theresa Campbell, on oath state that I am 39
years of age and a citizen by Friedman of the Choctaw Nation;
that I am the lawful wife of Jac. Campbell, who is a citizen, by
Friedman of the Choctaw Nation; that a female child was
born to me on 15th day of June, 1905; that said child has been named
Theresa Campbell and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 26th day of January, 1906.

J. L. Gary
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

_____ District.

I, _____, on oath state that I
attended on _____, wife of _____
on the _____ day of _____, 1906; that there was born to her on said date a
child; that said child was living March 4, 1906, and is said to have been named _____
(Male or Female)

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this _____

day of _____

1906.

Notary Public.

17-11

Mustang, Indian Territory, August 1, 1905.

Robert A. Leichter,

Hecha, Indian Territory.

Dear Sir:

Receipt is here acknowledged of your letter of July 21, 1905, transmitting the affidavits of Lillie Campbell and Mary Persley to the birth of Theresie Campbell, child of Jackson Lillie Campbell, June 18, 1905.

Respectfully,

Commissioner.

12 4381.

Muskogee, Indian Territory, December 28, 1906.

Jack Campbell,

Vireton, Indian Territory.

Dear Sir:

In the matter of the application for enrollment of your child, Thresia Campbell, and the affidavits to her birth you are advised that it will be necessary that you furnish this office with a new application and new affidavits as it is stated in those heretofore forwarded that you and your wife are Chickasaw freedmen. It appears from the records of this office that you and your family are enrolled as Choctaw freedmen and therefore a new blank and new affidavits should be made out accordingly.

There is inclosed herewith a new blank which you are requested to have properly executed and returned to this office at an early date in order that proper disposition may be made of the application for enrollment of this child.

Respectfully,

Acting Commissioner.

B.C.

17-111-301

Muskogee, Indian Territory, January 14, 1907.

Joe Campbell,

Vireton, Indian Territory.

Dear Sir:

In compliance with your request of January 1, 1907, there is inclosed herewith blank for the purpose of completing birth of your child. The said Campbell born June 18, 1905.

These affidavits should be returned so as to reach this office not later than January 15, 1907.

Respectfully,

J. C.

John L. Landon.

17- N B -381

Muskogee, Indian Territory, January 28, 1907.

M. F. Lindley,

Attorney at Law,

South McAlester, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter inclosing affidavits of Lillie Campbell and Mary Pursley to the birth of Theartie Campbell, child of Jack Campbell and Lillie Campbell, June 15, 1905, and same have been filed in the matter of the enrollment of their child, Theartie Campbell.

Respectfully,

Commissioner.

Choctaw M. Fr. 382

Luana Robinson

Fannie Robinson

M. Fr. 382

382

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

Luana Robinson
Fannie Robinson

Decline to receive Feb 14 1907

Record Forwarded Department Feb 14 1907
Action Approved By Secretary of Interior
Mar 2 1907

Notice of Departmental Action Forwarded
Attorneys For Choctaw And Chickasaw Nation
Mar 25 1907

Notice of Departmental Action Mailed
Applicant Mar 25 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

382

Muskogee, Indian Territory, September 12, 1906.

J. R. Robinson,

Bluff, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of J. R. Robinson and Caroline McVeigh to the birth of Fannie Robinson, child of J. R. Robinson and Maria Johnson, February 26, 1906; also affidavits of Maria Johnson and Winnie Epps to the birth of Leuana Robinson, child of J. R. Robinson and Maria Johnson, August 26, 1903.

It appears from the affidavit of the mother that she is a citizen by adoption of the Choctaw Nation. If this is correct you are requested to give the names of her parents, the time and place application was made for her enrollment, and if she has selected an allotment of the lands of the Choctaw or Chickasaw Nation give her roll number as it appears upon her allotment certificate.

Respectfully,

Commissioner.

Roswell, Oklahoma, Oct. 1st. 1906.

Hon Tames Bixby,

Musfoguee,

I.T.

Dear Sir:

I am in receipt of your letter, requesting the name of My wife's Father ; Also her roll no. Her Father is named Amos Johnson, but I can not send the roll no. as her certificate is lost.

Yours Truly,

Jasper Robinson.

17-1315

Muskogee, Indian Territory, October 12, 1906.

Jasper Robinson,

Boswell, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of October 1 giving the names of the parents of your wife, Maria Johnson.

You are advised that this information has enabled this office to identify Maria Robinson under the name of Maria Johnson, and has been filed with the affidavits to the birth of your children, Tennie and Luana Robinson.

Respectfully,

JH

Commissioner.

17-NB-382

Muskogee, Indian Territory, December 1, 1906.

Maria Johnson,

Bluff, Indian Territory.

Dear Madam:

It appears from the records of the Commissioner that an application was received at this office July 26, 1906, for the enrollment of your children, Luana Robinson and Fannie Robinson as Choctaw freedmen.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your children above named prior to July 25, 1906, you should appear before the Choctaw Land Office at Ada, Indian Territory, any time prior to January 1, 1907, for the purpose of

P. C. #2

presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

17-NB-382

COPY

Muskogee, Indian Territory, February 14, 1907.

J. R. Robinson,

Bluff, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 14, 1907, declining to receive or consider the application for the enrollment of Leana Robinson and Fannie Robinson as Choctaw freedmen.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tamm Dixey*

Registered.

Commissioner.

Incl. 17-NB-382.

17-NB-382

COPY

Muskogee, Indian Territory, February 14, 1907.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 14, 1907, declining to receive or consider the application for the enrollment of Lezana Robinson and Fannie Robinson as Choctaw freedmen.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *James Bixby*

Commissioner.

Incl. 17-NB-382

COPY

Muskogee, Indian Territory, February 14, 1907.

The Honorable,

The Secretary of the Interior:

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Leana Robinson and Fannie Robinson as Choctaw freedmen, including the decision of the Commissioner to the Five Civilized Tribes, dated February 14, 1907, declining to receive or consider said application.

Respectfully,

Jesse D. Doby

Commissioner.

2 Incl.

Through the
Commissioner of Indian Affairs.

[illegible]

• • •

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February	10,	1907.
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February	28,	1907.

-2-

A copy of the report of the Special Agent in Charge
of the Federal Bureau of Investigation, Office.

Report of the,

to the Bureau.

A copy of the report of the

to the Bureau.
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On February 14, 1907, a report from Commissioner of Education, dated February 14, 1907, concerning the application of Miss Lannie Robinson for enrollment as student teacher, including his decision of February 14, 1907, respecting their application. Mr. Dix's decision is on the record and is approved. It is believed that his decision is correct, and its approval is recommended.

Very respectfully,
C.R. Larrabee,
Acting Commissioner.

2000-2001

17-7-382

Fort Rogers, Indian Territory, March 25, 1907.

J. R. Robinson,

Bluff, Indian Territory.

Dear Sir:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 14, 1907, declining to receive or consider the application for the enrollment of Leana Robinson and Fannie Robinson as Choctaw freedmen.

Respectfully,

Commissioner.

Muskogee, Indian Territory, March 25, 1907.

Mansfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 14, 1907, declining to receive or consider the application for the enrollment of Lezana Robinson and Fannie Robinson as Choctaw freedmen.

Respectfully,

Commissioner.

17-HB-382

Muskogee, Indian Territory, April 24, 1907.

Jasper Roberson,

Bluff, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of April 16, 1907, in which you ask why the application for the enrollment of your child Leanna Roberson as a minor Choctaw freedman was rejected.

In reply to your letter you are advised that it does not appear that any application was made for the enrollment of your children Luana Robinson and Fannie Robinson prior to July 26, 1906, and as the time within which applications could be received for the enrollment of minor children expired July 25, 1906, the application for the enrollment of your children was dismissed by the Commissioner to the Five Civilized Tribes for the reason that they were not received at this office within the time limited by the Act of Congress approved April 26, 1906.

Respectfully,

Commissioner.

N.B. 382

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

..... Fannie Robinson

as a citizen of

..... Choctaw Freedman Nation.
.....

Approved..... 190...

.....
Commissioner.
.....

Received Jul 26, 1906.

N.B.382

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

freedman

IN RE APPLICATION FOR ENROLLMENT, as a ~~citizen~~ of the Choctaw Nation,

of Fannie Robinson, born on the 26 day of Feb., 1906
[Here insert name of child]

Name of Father: J. R. Robinson a citizen of the U.S. Nation.

Name of Mother: Maria Johnson a citizen of the choc Nation.

Tribal enrollment of father: Tribal enrollment of mother: choc

Postoffice: Bluff L.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Central District.

I, Maria Johnson, on oath state that I am 22 years of age and a citizen by Adoption of the Choctaw Nation; that I am the lawful wife of J. R. Robinson, who is a citizen, by United States of the States Nation; that a Female child was born to me on 26 day of Feb., 1906; that said child has been named Fannie Robinson, and was living March 4, 1906.

J. R. Robinson

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 24 day of July, 1906.

(SEAL)

R. E. Tanner

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Central District.

I, Caroline McVeigh, a Midwife, on oath state that I attended on Maria Johnson, wife of J. R. Robinson, on the 26 day of Feb., 1906; that there was born to her on said date a Female child; that said child was living March 4, 1906, and is said to have been named Fannie Robinson.

her

Caroline x McVeigh
mark

WITNESSES TO MARK:

R. E. Tanner

[Must be Two
Witnesses]

H. C. Powell

Subscribed and sworn to before me this 24 day of July, 1906.

(SEAL)

R. E. Tanner

Notary Public.

IN RE

Application for Enrollment of

WALTER CHILDS

Act of Congress Approved
April 22, 1908.

as a citizen of

_____ State.

Approved.

JES

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.
freedman

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Fannie Robinson, born on the 26th day of Feb. 1906
(Here insert name of child)
Name of Father Jasper R. Robinson ~~now dead~~ Non citizen, Nation
Name of Mother Maria Robinson, Nee Johnson a citizen of the Choctaw Nation.
Tribal enrollment of father. Tribal enrollment of mother.
Bluff Ind. Ter
Postoffice

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Central District.

I, Henry Jones, on oath state that I am 28
years of age and a citizen by freedman of the Choctaw Nation;
was personally acquainted with
that I am the lawful wife of Maria Robinson, Nee Johnson, now dead who is a citizen by
and know
freedman of the Choctaw Nation; that a female child was
her 26th day of February 1906; that said child has been named
born to me on or about day of February 1906; and was living March 4, 1906 and said
child died on or about March 11, 1906 the same day her mother
Maria Robinson died. Henry Jones.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 18th day of Dec. 1906.

(SEAL)

W. H. Martin

Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Central District.

I, Henry Jefferson, on oath state that I
was acquainted with Maria Robinson, nee Johnson
attended on wife of Jasper R. Robinson and know
that on or about the 26th day of Feb. 1906, that there was born to her female
child; that said child was living March 4, 1906, and is said to have been named Fannie Robinson.

his
Henry Jefferson
mark

WITNESSES TO MARK:

W. H. Martin

[Must be Two
Witnesses]

M. J. Muller

Subscribed and sworn to before me this 18th

day of Dec 1906

(SEAL)

W. H. Martin

Notary Public

ii

IN RE
THE DEATH OF

a citizen of the

Nation.

Approved

190

Commissioner.

DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the death of Fannie Robinson
a citizen of the Choctaw Nation, who formerly resided at or near
Bluff Ind. Terr. and died on the 11th day of
March, 1906

AFFIDAVIT OF RELATIVE

UNITED STATES OF AMERICA INDIAN TERRITORY
Central DISTRICT

I, JOSEPH H. Robinson on oath state that I am
years of age and a citizen of Non Citizen of the Nation
that my postoffice address is Bluff Ind. Terr. that I am
father of Fannie Robinson
who was a citizen of Freedman of the Choctaw Nation
and that said Fannie Robinson died on the 11th day of
March, 1906, at the place above named, and her
WITNESSES TO MARK M. wife, also.

(Must Be Two
Witnesses)

Subscribed and sworn to before me this 18th day of December 1906
(SEAL) H. E. Martin Notary Public

AFFIDAVIT OF ACQUAINTANCE

UNITED STATES OF AMERICA INDIAN TERRITORY
Central DISTRICT

I, Henry Jefferson on oath state that I am 21
years of age, and a citizen of Non citizen of the Nation
that my postoffice address is Bluff Ind. Terr.
that I was personally acquainted with Fannie Robinson
who was a citizen of Freedman of the Choctaw Nation
and that said Fannie Robinson died on the 11th day of
March, 1906, at the place above named, and her
WITNESSES TO MARK

(Must Be Two
Witnesses)

H. E. Martin
H. E. Muller
Subscribed and sworn to before me this 18th day of December 1906
(SEAL) H. E. Martin Notary Public

Page 10

IN RE

WILLIAM W. BROWN

DECEASED

By of Plaintiff, etc.

vs.

THE STATE OF TEXAS

Defendant

County of Tarrant, Texas

Comes now

the undersigned

JOHN C. BROWN



IN RE
THE DEATH OF

Maria Johnson
a ~~citizen~~ of the freedman
Choctaw Nation.

Approved 190

Commissioner.

DEPARTMENT OF THE INTERIOR, COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the death of **Maria Johnson**
freedman (Here insert name of deceased)
a citizen of the **Choctaw** Nation, who formerly resided at or near
Bluff (Here insert name of postoffice), Ind. Ter., and died on the **11th** day of
March, 1906.

AFFIDAVIT OF RELATIVE

UNITED STATES OF AMERICA, INDIAN TERRITORY, }
Central DISTRICT. }

I, **Jasper Robinson**, on oath state that I am **28**
years of age and a citizen, by **non citizen**, of the **Choctaw** Nation;
that my postoffice address is **Bluff** (Here insert name of postoffice), Ind. Ter.; that I am
husband of **Maria Johnson**
(State relationship: As the father, an uncle, a cousin, etc.) (Here insert name of deceased.)
who was a citizen, by **freedman**, of the **Choctaw** Nation
and that said **Maria Johnson** died on the **11th** day of
March, 1906.

WITNESSES TO MARK:

Jasper Robinson

(Must Be Two
Witnesses)

Subscribed and sworn to before me this **18th** day of **December**, 1906.

(SEAL)

W. H. Martin

Notary Public.

AFFIDAVIT OF ACQUAINTANCE.

UNITED STATES OF AMERICA, INDIAN TERRITORY, }
Central DISTRICT. }

I, **Henry Jones**, on oath state that I am **28**
years of age, and a citizen, by **freedman**, of the **Choctaw** Nation;
that my postoffice address is **Bluff** (Here insert name of postoffice), Ind. Ter.;
that I was personally acquainted with **Maria Johnson**
(Here insert name of deceased.)
who was a citizen, by **freedman**, of the **Choctaw** Nation;
and that said **Maria Johnson** died on the **11th** day of
March, 1906.

WITNESSES TO MARK:

Henry Jones

(Must Be Two
Witnesses)

Subscribed and sworn to before me this **18th** day of **December**, 1906.

(SEAL)

W. H. Martin

Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES,
CHOCTAW LAND OFFICE.

-- :o: --

ATOKA, INDIAN TERRITORY, DECEMBER 18, 1906.

-- :o: --

IN THE MATTER of the application of Leeana Robinson
and Fannie Robinson for enrollment as Choctaw freedmen.

I -----oOo----- I

JASPER ROBINSON, being first duly sworn, testified
as follows:

By the Commissioner:

- Q What is your name ? A Jasper Robinson.
Q What is your age ? A 25 years old.
Q What is your post office address ? A Bluff, I. T.
Q Are you the father of Leeana Robinson and Fannie Robinson?
A Yes sir.
Q Are you a Choctaw freedman ? A No sir.
Q Is your wife a Choctaw freedman ? A No sir, Chickasaw.
Q Are Leeana and Fannie Robinson Choctaw freedmen; they have
no right to be enrolled as Choctaw freedmen ?
A My wife's mother was enrolled as a Choctaw freedman.
Q What is your wife's name ? A Mariah Robinson; Mariah
Johnson was her name before I married her.
Q You say she is a Chickasaw freedman ? A Yes sir.
Q What was the name of your wife's father ? A Amos Johnson.
Q You know the name of Amos Johnson's father ? A No sir,
I do not.
Q You know the name of his mother ? A His mother was named
Flora, that is all I know.
Q Did Mariah have any brothers or sisters ? A Yes sir,
brother.
Q What was her brother's name ? A Mathew Johnson.

The name of Mariah Johnson appears opposite No.
4382 upon the approved roll of Choctaw freedman, and
as No. 3 on field card No. 1315. Endorsed on said
card is as follows: Nos. 1, 2 and 3 transferred from
Chickasaw freedman card No. 1247.

- Q On the 26th of July, 1906, the Commissioner received appli-
cations for the enrollment of Leeana and Fannie Robinson
as Choctaw freedmen. The supporting affidavits were made
before R. E. Tanner, a notary public, dated July 26, 1906.
Leeana Robinson's affidavit is signed Mariah Johnson,
mother, and Winnie Epps as mid-wife; and Fannie Robinson's
affidavit is signed by J. R. Robinson, where the mother's
name should appear, and Caroline McVeigh as mid-wife: were
you present when these affidavits were made ? A Yes sir.

- Q What was done with them; did you take them or did you leave them with this man Tanner, the notary public ?
A I left them with him.
- Q Did he say that he would send them in ? A Yes sir, he said he would send them right on in.
- Q Did you pay him for his services ? A Yes sir.
- Q Do you remember distinctly the date on which they were taken ? A Yes sir.
- Q What date was it ?
A 24th.
- Q Of what month ? A I don't know just exactly, it has slipped my memory what month.
- Q Do you remember that they were taken before the time expired when they would be accepted ? A Yes sir, they were taken before the time expired.
- Q Did you ever make any other applications than these, or did your wife for these children ? A Made one before that one for Leana, but none other for Fannie.
- Q When ?
A I made it I don't know just exactly what month it was, it was before that.
- Q How long before that ? A In the Spring like with a lawyer.
- Q What lawyer ? A I think his name was Johnson; he lived at Boswell.
- Q You don't know what month you made it ? A No sir.
- Q Did your wife go there ? A No, my wife is dead.
- Q Did the mid-wife ? A Yes sir.
- Q That was in the Spring of 1906, was it ? A Yes sir.
- Q And your wife was dead then ? A My wife died, Yes, sir, March 11th.
- Q What was your wife's name ? A Mariah Robinson.
- Q Who was it that signed the name of Mariah Johnson to this affidavit in July, 1906, and stated that she was the mother of this child ? A That was my mid-wife.
- Q Well, the mid-wife's name is signed by mark, it appears that she could not write at all. Who was it signed your wife's name ? A I did myself; they had me to do it; she was dead.
- Q The notary public told you that that would be the proper way to do it, did he ? A Yes sir.
- Q Can you get the affidavits of two disinterested persons who are not related to you or to these children as to the dates of their birth and that they were living on the 4th of March, 1906 ? A Yes sir.
- Q The name of this child is Leana, is it not, or is it Luana ? A It is Leana Robinson.

(Witness excused)

Wm. L. Martin, stenographer to the Commissioner to the Five Civilized Tribes, on oath states that he recorded the testimony in this cause, and that the above and foregoing is a full, true and correct transcript of his stenographic notes thereof.

Subscribed and sworn to before me this the 14 day of December, 1906.


Notary Public.

17-Mp-382.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the alleged application for the enrollment of Leana Robinson, et al. as Choctaw freedmen.

It appears from the record herein that on July 26, 1906, there were received by the Commissioner to the Five Civilized Tribes written applications for the enrollment of Leana and Fannie Robinson as Choctaw freedmen.

On December 18, 1906, Jasper Robinson, the father of the applicants, appeared before the Commissioner to the Five Civilized Tribes, at Atoka, Indian Territory, and gave testimony for the purpose of showing whether or not applications had been made for the enrollment of said applicants as Choctaw freedmen within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

On said date Jasper Robinson testified that the proofs of birth, which were received in this office July 26, 1906, were executed before R. M. Tanner, a Notary Public, on July 24, 1906; that the same were left with the Notary Public, who promised that they would be forwarded at once to the Commissioner and that some time in the spring of 1906, he executed proof of birth for the applicant, Leana Robinson, before a lawyer at Nowell, Indian Territory.

It further appears from the record herein that the affidavits in support of the application for the enrollment of these applicants were executed on July 24, 1906, before R. M. Tanner, a Notary Public.

It does not appear from the records of this office that any application of any nature whatsoever had been made for the enrollment of these applicants, or either of them, prior to the receipt of the proofs of birth above mentioned on July 26, 1906.

I am of the opinion that the evidence fails to establish that any application was made for the enrollment of Leana Robinson and Fannie Robinson as Choctaw freedmen within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), and that, therefore, I am without authority to receive or consider or make any record of any application for their enrollment as such and that I should decline to receive or consider the same, and it is so ordered.

Muskogee, Indian Territory,

FEB 14 1907


Commissioner.

Choctaw M. Fr. 383

Ether James

M. Fr. 383

383

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

Ether James

Decline to Receive Feb 8 1907

Copy of Decision Forwarded Applicant
Feb 8 1907

Copy of Decision Forwarded Attorneys For
Choctaw and Chickasaw Nations Feb 8 1907

Record Forwarded Department Feb 8 1907

Action Approved By Secretary of Interior
Mar 1 1907

Notice of Departmental Action Forwarded
Attorneys for Choctaw And Chickasaw
Nations. Apr 13 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

Notice of Departmental Action mailed
Applicant Apr 13 1907

383

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES,
CHOCTAW LAND OFFICE.

-- :o: --

ALOKA, INDIAN TERRITORY, DECEMBER 21, 1906.

-- :o: --

IN THE MATTER of the application for the enrollment
of Ether James as a Choctaw freedman.

-----oOo-----

ISAAC JAMES, being first duly sworn, testified as
follows:

By the Commissioner:

- Q What is your name ? A Isaac James.
Q What is your age ? A 57.
Q What is your post office address ? A Atlas, I. T.
Q Do you appear here to-day for the purpose of giving additional
testimony in the matter of the application for the enrollment
of Ether James as a Choctaw freedman ? A Yes sir.
Q Did you receive a letter from the Commissioner notifying you to
appear here before January 1, 1907 ? A Yes sir.
Q Are you the father of Ether James ? A Yes sir.
Q Is Ether James living ? A Yes sir.
Q Are you a Choctaw freedman ? A Yes sir.
Q What is the name of your father ? A Ben James.
Q Were you owned by anyone ? A Nancy James.
Q What is the name of your mother ? A Lavina James.
Q Do you know the name of her owner ? A George Durant.
Q What was the name of the mother of Ether James ? A Agnes
James.
Q Is she living ? A Yes sir.
Q What was the name of her father ? A Eli Ellis.
Q Do you know the name of his owner ? A Tom Ellis.
Q What is the name of your wife's mother ? A Mariah Ellis.
Q Do you know the name of the owner of your wife's mother ?
A Susan Colbert, if I am not mistaken.

The names of Isaac and Agnes James, the father and
mother of Ether James, appear opposite Nos. 1375 and 1376,
respectively, upon the approved roll of Choctaw freedmen,
and on Choctaw freedmen field card No. 640 at Nos. 1 and 2
respectively.

- Q There was received by the Commissioner to the Five Civilized
Tribes on October 22, 1906, an application for the enrollment
of Ether James as a Choctaw freedman, and the affidavits of
Agnes James, the mother of said Ether James, and Isabell
Hunnells, the mid-wife who was in attendance at the time of the
birth of said child, which affidavits were signed and executed
on October 20, 1906, before E. B. Adams, a notary public: were

you present when these affidavits were signed and executed ?
A Yes sir.

- Q Did you or your wife, Agnes James, ever make application to the Commissioner to the Five Civilized Tribes for the enrollment of Ether James prior to October 20, 1906 ? A No sir.
- Q That is the first time you made any application for the enrollment of this child ? A Yes sir.
- Q You never made any attempt of any kind for the enrollment of this child prior to October 20, 1906 ? A Yes sir, I made an attempt in January, 1904, at Hugo.
- Q What did you do at that time ? A The commissioners was to meet at Hugo in January, 1904, I don't remember the day but I went there and it was crowded so I couldn't make my application, and then the Judge the next day got orders to close the rolls against the freedmen.
- Q What commission was that ? A I don't know, but the one that I went before was Judge Glenn of the Choctaw Nation.
- Q Did he represent the Choctaw Nation ? A I guess so; he was there making out applications for freedmen that went there before him.
- Q You went there at that time for the purpose of making application for the enrollment of Ether James, but was unable to do so for the reason that you have just stated ? A Yes sir.

(Witness excused)

Wm. L. Martin, stenographer to the Commissioner to the Five Civilized Tribes, on oath states that he recorded the testimony in this cause, and that the above and foregoing is a full, true and correct transcript of his stenographic notes thereof.

Wm. L. Martin

Subscribed and sworn to before me this the 22 day of December, 1906.

W. H. Angell
Notary Public.

17-NB-383.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the alleged application for the enrollment of Ether James as a Choctaw freedman.

It appears from the record herein that on October 22, 1906, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Ether James as a Choctaw freedman.

On December 21, 1906, Isaac James, the father of the applicant, appeared before the Commissioner to the Five Civilized Tribes, at Atoka, Indian Territory, and gave testimony for the purpose of showing whether or not application had been made for the enrollment of said applicant as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

On said date Isaac James testified that sometime in January 1904, at Hugo, Choctaw Nation, Indian Territory, he attempted to make application before some Commissioner for the enrollment of Ether James as a Choctaw freedman, but owing to the crowd being present he was unable to make application.

The mother of the applicant and the midwife, who attended her at the birth of the applicant executed their affidavits relative to the birth of the child on October 20, 1906.

The records of this office show that no appointments were held in the Choctaw or Chickasaw Nation for the reception of applications during the year 1904.

It does not appear from the records of this office that any application of any nature whatsoever had been made for the enrollment of the applicant prior to October 22, 1906.

I am of the opinion that the evidence fails to establish that any application was made for the enrollment of Ether James as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137) and that, therefore, I am without authority to receive or consider or make any record of any application for her enrollment as such and that I should decline to receive or consider the same, and it is so ordered.

Muskogee, Indian Territory,


Commissioner.

FEB 8 - 1907

OCT 22 1906

N. B. 383

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Ether James

as a citizen of

Nation.

Approved..... 190...

Commissioner.

N.B.383

17-640

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the... Choctaw ... Nation,
of ... Ether James ... , born on the 17 day of ... April ... 1904
[Here insert name of child]
Name of Father: ... Isaac James ... a citizen of the ... Choctaw ... Nation.
Name of Mother: ... Agnes James ... a citizen of the ... Choctaw ... Nation.
Tribal enrollment of father: Choctaw Freeman ... Tribal enrollment of mother: Choctaw Freeman ...
Postoffice: ... Atlas ...

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Central ... District. }

I, Agnes James ... on oath state that I am ... 40 ...
years of age and a citizen by adoption ... of the ... Choctaw ... Nation;
that I am the lawful wife of ... Isaac James ... , who is a citizen, by
Adoption ... of the ... Choctaw ... Nation; that a Female child was
[Male or Female]
born to me on 17 day of April ... 1904; that said child has been named
Ether James ... and was living March 4, 1906.

her
Agnes x James
mark

WITNESSES TO MARK:

Isaac James
[Must be Two Witnesses] R. B. Adams

Subscribed and sworn to before me this 20 day of Oct. 1906.

(SEAL)

E. B. Adams

Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Central ... District. }

I, Isabell Runnells ... a Midwife ... on oath state that I
attended on Agnes James ... wife of ... Isaac James ...
on the 17 day of April ... 1904; that there was born to her on said date a Female ...
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named Ether James ...

her
Isabell x Runnells
mark

WITNESSES TO MARK:

Isaac James
[Must be Two Witnesses] R. B. Adams

Subscribed and sworn to before me this 20

day of Oct. 1906

(SEAL)

E. B. Adams

My Commission expires Aug 8th 1908

Notary Public

17-680

Muskogee, Indian Territory, October 23, 1906.

Isaac James,

Atlas, Indian Territory.

Dear Sir:

There have been received at this office affidavits of Agnes James and Isabel Runnells to the birth of Ether James child of Isaac and Agnes James, April 17, 1904.

You will be notified of such action as taken in regard to these affidavits.

Respectfully,

Commissioner.

17-NB-383

Muskogee, Indian Territory, December 1, 1906.

Isaac James,

Atlas, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on October 22, 1906, for the enrollment of your child Ether James as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your child above named prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of

L. J. #2

presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

17-NB-383

COPY

Muskogee, Indian Territory, February 8, 1907.

Isaac James,

Atlas, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 8, 1907, declining to receive or consider the application for the enrollment of Ether James as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *James Bixby*

Commissioner.

Registered.

Incl. 17-NB-383

17-MB-383

COPY

Muskogee, Indian Territory, February 8, 1907.

Mansfield, McMurray & Cornish.

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 8, 1907, declining to receive or consider the application for the enrollment of Etner James as a Choctaw freedmen.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED

Tarne Bixby

Commissioner.

Encl. 17-MB-383

COP /

Muskogee, Indian Territory, February, 9, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Ether James as a Choctaw freedman, including the decision of the Commissioner to the Five Civilized Tribes, dated February 8, 1907, declining to receive or consider said application.

Respectfully,

SIGNED *Tamm Bixby*
Commissioner.

2 Incl.

Through the
Commissioner of Indian Affairs.

1100-15-1
REFER IN REPLY TO THE FOLLOWING

COPY.

Land
14100-1907.

DEPARTMENT OF THE INTERIOR,

OFFICE OF INDIAN AFFAIRS.

WASHINGTON.

February 26, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a record of the proceedings in the matter of the application for the enrollment of Esther James as a Choctaw freedman, including the decision of the Commissioner to the Five Civilized Tribes dated February 8, 1907, adverse to the applicant.

The record shows that on October 22, 1906, there was received by the Commissioner to the Five Civilized Tribes a written application for the enrollment of Esther James as a Choctaw freedman. On December 21, 1906, Isaac James, the father of the applicant appeared before the Commissioner to the Five Civilized Tribes and gave testimony for the purpose of showing whether application had been made for the enrollment of the applicant within the time limited by law.

Commissioner Fixby says that it does not appear from the records of his office that any application of any nature whatever was made for the enrollment of Esther James prior to October 22, 1906. Therefore, by reason of the provisions of the Act of April 26, 1906 (34 Stat. 1., 137), the Office

- 2 -

concurs in the decision of Commissioner sixty denying the
enrollment of Esther James as a Choctaw freedman.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

ENT-3

Y.P.

S.P.

DEPARTMENT OF THE INTERIOR,

D.C. 1230 -1907.

WASHINGTON.

L RS.

I.T.D.

5004, 5128, 5130, 5144, 5292-1907.

5296, 5310, 5326, 5330, 5360-

5392, 5412, 5446, 5474, 5494-

5500, 5504, 5506, 5512, 5514-

5550, 5574, 5580, 5584, 5586-

5588, 5592, 5596, 5604, 5614-

5610, 5640, 5616, 5628, 5638-

5362-1907 21246-1906.

DIRECT.

March 1, 1907.

Commissioner to the five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of Case.

Date of your
letter of transmittal.

Bennie Edmondson

Josephine Lebun, et al.

Asro Allen Harvey, et al. (freedmen)

Jodie Lee Hancock,

James Louis Rogers, et al.,

Porter Buckner(freedman)

Esther James (freedman)

Molsie Butler, et al.

Verna Dunlap, et al.

Betty Prince, et al.

Dave Newby, et al.

John Henry Sanders, et al. (freedmen)

Lois Lucile Ray

Kirskin Parks, et al.

David D. Tidwell, et al.

A. J. Crowson, et al.

Ader Williams, et al. (freedmen)

January 16, 1907.

February 9, 1907.

February 7, 1907.

February 6, 1907.

January 28, 1907.

February 8, 1907.

February 8, 1907.

February 7, 1907.

January 28, 1907.

June 26, 1906.

January 29, 1907.

January 26, 1907.

January 9, 1907.

January 11, 1907.

January 9, 1907.

January 25, 1907.

February 8, 1907.

Title of case.	Date of your letter of transmittal.
Mary Hewry	January 26, 1907.
Edith Paul, et al.	January 26, 1907.
Willie J. Walker, et al.	January 4, 1907.
Martha McCoy (freedman)	January 31, 1907.
Thomas Virgil Bottoms, et al.	January 9, 1907.
Augustus Burris (freedman)	February 8, 1907.
James Wilson Welch	January 28, 1907.
Vara L. Dillard	January 28, 1907.
Sammie Morris (freedman)	February 8, 1907.
Chassteanie Pearce	December 24, 1906.
Alta A. Brown, et al.	January 29, 1907.
William Henry Riddle	January 26, 1907.
Lula Routon Bond, et al.	December 22, 1906.
Manina Maud Carrel	January 28, 1907.
Ruther Ervin, et al.	November 10, 1906.
Harrison Robison	December 24, 1906.
Geroge Robinson, et al.	December 24, 1906.
Carvenia Clark	November 10, 1906.
James King	January 28, 1907.
Nettie Brown, et al.	June 15, 1906.

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse M. Wilson

Assistant Secretary.

37 inclosures, and
74 to Ind. Of.

A. P. Mc
3-1-07.

Refer in reply to the following.

COPY.

D.C. 12308-1907. DEPARTMENT OF THE INTERIOR,
Land.
14406-1907. OFFICE OF INDIAN AFFAIRS,

WASHINGTON.

February 26, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a record of the proceedings in the matter of the application for the enrollment of Esther James as a Choctaw freedman, including the decision of the Commissioner to the Five Civilized Tribes dated February 8, 1907, adverse to the applicant.

The record shows that on October 22, 1906, there was received by the Commissioner to the Five Civilized Tribes a written application for the enrollment of Esther James as a Choctaw freedman. On December 21, 1906, Isaac James, the father of the applicant appeared before the Commissioner to the Five Civilized Tribes and gave testimony for the purpose of showing whether application had been made for the enrollment of the applicant within the time limited by law.

Commissioner Bixby says that it does not appear from the records of his office that any application of any nature whatever was made for the enrollment of Esther James prior to October 22, 1906. Therefore, by reason of the provisions of the Act of April 26, 1906 (34 Stat. L., 137), the Office

-2-

concur in the decision of Commissioner Bixby denying the enrollment of Esther James as a Choctaw freedman.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

EBM-W.

17-NB-383

Muskogee, Indian Territory, April 13, 1907.

Isaac James,

Atlas, ~~Indian~~ Territory.

Dear Sir:

You are hereby advised that on March 1, 1907, the Secretary of the Interior affirmed the decision of this office of February 8, 1907, declining to receive or consider the application for the enrollment of Ether James as a Choctaw freedman.

Respectfully,

G. O. D. Rodgers.

Commissioner.

17-KB-383

Muskogee, Indian Territory, April 13, 1907.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 1, 1907, the Secretary of the Interior affirmed the decision of this office of February 8, 1907, declining to receive or consider the application for the enrollment of Ether James as a Choctaw freedman.

Respectfully,

Geo. D. Rodgers.

ACTING Commissioner.

Choctaw M. Fr. 384

Patsie Alexander

Harry Alexander

M. Fr. 384

384

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

Patsie Alexander
Harry Alexander

- # 1 Decline to receive
- 2. GRA NTED Feb 21 1907

- 1 Decline to receive

Record Forwarded Department. Feb 25 1907

Action Approved By Secretary of Interior
Mar 4 1907

Notice of Departmental Action Mailed
Parties herein. May 3 1907

Notice of Departmental Action Mailed
Applicant may 3 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

384

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Harry Alexander as a Choctaw freedman.

D E C I S I O N.

It appears from the record herein that application was duly made for the enrollment of Harry Alexander as a Choctaw freedman within the time limited by the provisions of Section One of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the records in the possession of this office that said applicant was born on January 13, 1903, and is the legitimate son of Robert Alexander, whose name appears opposite No. 4336 upon the final roll of Choctaw freedmen approved by the Secretary of the Interior June 28, 1904, and Sallie Alexander, a non-citizen; and that said applicant was living on March 4, 1906.

I am, therefore, of the opinion that Harry Alexander should be enrolled as a Choctaw freedman under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), as amended by the Act of Congress approved June 21, 1906 (34 Stats., 325), and it is so ordered.



Commissioner.

Muskogee, Indian Territory,

FILED 9 1907

17-NB-384.

W A P

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment
of Harry Alexander as a Choctaw freedman.

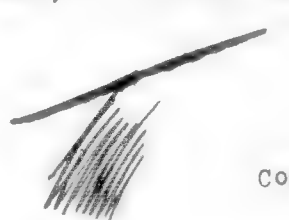
D E C I S I O N

It appears from the record herein that on October 4, 1906, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Harry Alexander as a Choctaw freedman.

It does not appear from the records of this office that any formal application was made for the enrollment of said applicant as a Choctaw freedman prior to July 26, 1906.

It appears, however, from the records of this office that on April 25, 1904, there was received by the Commissioner to the Five Civilized Tribes a letter from Robert Alexander, father of applicant, wherein he stated, among other things, that he had a child born subsequent to September 25, 1902, that it had not been enrolled and he desired to know if he could secure the child's rights for him.

I am therefore of the opinion that the letter above referred to establishes that an application was made for the enrollment of Harry Alexander as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906, (34 Stats., 137), and that the same should be determined upon its merits in accordance with the opinion of the Assistant Attorney-General for the Department of the Interior of November 15, 1906, (I. T. D. 22746-1906), and it is so ordered.



Commissioner.

Muskogee, Indian Territory,

17-NB-384.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

W.A.B.

In the matter of the alleged application for the enrollment of Patsie Alexander as a Choctaw freedman.

-: D E C I S I O N :-

It appears from the record herein that on October 4, 1906, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Patsie Alexander as a Choctaw freedman.

It does not appear from the records of this office that any application of any nature whatsoever had been received for the enrollment of the applicant prior to July 26, 1906.

On December 1, 1906, Robert Alexander was notified that if it was claimed that an application had been made for the enrollment of the applicant as a Choctaw freedman prior to July 26, 1906, he should appear before the Choctaw Land Office at Atoka, Indian Territory, any time before January 1, 1907 and give testimony relative to the submission of said application within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137). No evidence was offered in support of said application.

I am of the opinion that inasmuch as no application was made for the enrollment of Patsie Alexander as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), I am, therefore, without authority to receive or consider or make any record of any application for her enrollment as such; that I should decline to receive the same and it is so ordered.

W.A.B. *W.A.B.*

Commissioner.

Muskogee, Indian Territory,

FEB 27 1907

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment
of Harry Alexander as a Choctaw freedman.

17-NB-384.

OCT 4 - 1906

N. E. 384

IN RE APPLICATION FOR
ENROLLMENT OF
MINOR CHILD

Act of Congress
Approved April 26, 1906.

Harry Alexander

as a citizen of

Choctaw *Friedman* Nation.

Approved

190

Commissioner.

M. M. LINDLY--Attorney at Law,
South McAlester, I. T.

N. E. 384

Birth Affidavit.

DEPARTMENT OF THE INTERIOR
Commissioner to the Five Civilized Tribes.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as Freedman member of the Choctaw Nation,
of Harry Alexander, born on the 13 day of Jan 1903
Name of Father: Robt Alexander a citizen of the Choctaw Nation.
Name of Mother: Sallie Alexander a citizen of the _____ Nation.
Tribal enrollment of father Choctaw Freedman Tribal enrollment of mother _____
Enrollment No. of father No. _____ Enrollment No. of mother No. _____
Postoffice Keyes, O.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }

Central District. }

I, Sallie Alexander, on oath state that I am thirty-nine
years of age and a citizen by _____ of the _____ Nation,
that ~~I am~~ ^{was} the lawful wife of Robt Alexander, who is a citizen, by
Adoption of the Choctaw Nation; that a male child was
born to me on 13th day of Jan 1903; that said child has been named
Harry Alexander, and was living March 4, 1906.

Witnesses to Mark: Sallie ^{her} Alexander
[Must be two] Nela Young
[Witnesses] W. O. Ardill

Subscribed and sworn to before me this 24 day of Sep 1906.

R. Young

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }

Central District. }

I, Dora Young, a midwife, on oath state that I
attended on Sallie Alexander, wife of Robt Alexander
on the 13th day of Jan 1903; that there was born to her on said date a
male child; that said child was living March 4, 1906, and is said to have been
named Harry Alexander.

Witnesses to Mark: Dora ^{her} Young
[Must be two] Nela Young
[Witnesses] W. O. Ardill

Subscribed and sworn to before me this 24 day of Sep 1906.

R. Young

Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES
FILED

DEC 24 1892



ACTING CHAIRMAN

This is to Certify that I
Thomas Alexander and
Hattie Smith were both
present at the Marriage of
Robt. Alexander to Sallie
Pier on the 1st Dec. 1896
at the Free Town Hall
Dec. 1 1896 By William
Noran.

Thomas Alexander
Hattie Smith

Subscribed & sworn to Before me.
This 16 day Dec 1902

A. B. Clark.
Notary Public

IN THE MATTER OF THE BIRTH
OF

Harry Alexander H.

CHOCTAW COMMISSION No

*17
2000 NOV 30*

DEC 28 1906

Affidavit of Attending Physician or Midwife

UNITED STATES OF AMERICA,
INDIAN TERRITORY,

Central DISTRICT.

I, *Patsy Sampson* a *midwife*
on oath state that I attended on Mrs. *Sallie Alexander*
wife of *Robert Alexander*, on the *13th* day of
January, 190*3*, that there was born to her on said date a
male child, that said child is now living, and is said to have
been named *Harry Alexander*.

Subscribed and sworn to before me this, the *13* day of *March*, 190*5*
W. A. Shoney
Notary Public.

WITNESSETH:

Must be two witnesses
who are citizens and
know the child.

We hereby certify that we are well acquainted with *Patsy Alexander*,
a *midwife* and know *her* to be reputable and of good
standing in the community.

Must be two citizen
witnesses.

April 23, 1904

Arkinda Ark

Dear Sior i have a child that have yeat Ben inRollment he was
born since sept the 25 1902 Please tell me can i get aright
fore him are not if so let me know Riaway

Robert Alexander

23/1904 Arkinda Ark

Dear Siors the land Witch idesire to hall and take for my
lotte the souwsht East quarty of sec-9 township 10 1/4
Range 27 E.

So i did not Know jaist to dectrib the Sec township and riyanng
so i will mark my plas as is near it i can so tha you can till
sopthing about it i will Blatt where i shall clam
(Rough Diagram follows)

i will mark it of again it in sec 9 township 10 Range 27
SouhtEhlaft of sec 9 (Rough Diagram follows)
right here my land is

Yours Robert Alexander

waten to hear from you soon

Arkinda Ark.

Endorsed on back)

Apr 29-04 Indexed Apr 28 1904

Commission to Five Tribes

No. Received

12610 Apr 25 1904 Answered
1904 book page

Alexander, Robert, Arkinda, Ark.

April 23 1904, asks if he may enroll his infant child.

Describes land which he desires to take in allotment.

Chic-Choc Enrollment

to the five Civilized tribes

and as to enrollment of infant child

17-1246

DEPARTMENT OF
Commissioner to

FILE

18 1907


Commissioner.

This is to certify
that I did act as
midwife at the
birth of Harry
Alexander child of
Sally Alexander.

Patsy Simpson

Witness

I can say that I know
Patsy Simpson did
sing this paper

Mrs S. M. Daniel

IN RE
Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 20, 1900.

.....
as a citizen of

..... Nation.

Approved..... 190.....

.....
Commissioner.

DEPARTMENT OF THE INTERIOR
Commissioner to the General Land Office

FILED


Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1900.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of John Alexander, born on the 15 day of March, 1906.
Name of Father, John Alexander, a citizen of the Cherokee Nation.
Name of Mother, Mary Alexander, a citizen of the Cherokee Nation.
Tribal enrollment of father, Indian Tribal enrollment of mother, Indian.
Postoffice Cherokee

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

District,

I, Mary Alexander, on oath state that I am 25
years of age and a citizen by marriage of the Cherokee Nation;
that I am the lawful wife of John Alexander, who is a citizen, by
marriage of the Cherokee Nation; that a Male or Female child was
born to me on 15 day of March, 1906, that said child has been named
John Alexander, and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 5 day of March, 1906.

Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

District,

I, Mary Alexander, a Female, on oath state that I
attended on Mary Alexander, wife of John Alexander,
on the 15 day of March, 1906; that there was born to her on said date a Male or Female
child that said child was living March 4, 1906, and is said to have been named John Alexander.

WITNESSES TO MARK

[Must be Two
Witnesses]

Subscribed and sworn to before me this

day of.

1906

Notary Public

N.B. 384 ¹⁹⁹ O t 4 1906

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 20, 1900.

.....Patsie Alexander.....

as a citizen of

.....Choctaw Freedman.. Nation.

Approved..... 190...

.....
Commissioner.

NB 384

17 - 6 - 1

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1900.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Patsie Alexander, born on the 1st day of September, 1900.
Here insert name of child
Name of Father: ROBERT ALEXANDER, a citizen of the Cherokee Nation
Name of Mother: Sallie A. Alexander, a citizen of the Cherokee Nation
Tribal enrollment of father: Cherokee Freedman Tribal enrollment of mother: Cherokee Freedman
Postoffice: Kato, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Central District
I, Sallie Alexander, do hereby on oath state that I am thirty-nine
years of age and a citizen by birth of the Cherokee Nation;
was
that I am the lawful wife of ROBERT ALEXANDER, who is a citizen, by
Adoption, of the Cherokee Nation; that a female child was
Male or Female
born to me on 1st day of Sep 1900; that said child has been named
Patsie Alexander, and was living March 4, 1906
Sallie A. Alexander
Mark

WITNESSES TO MARK:

Nellie Young
[Must be Two Witnesses] W. M. Cravill

Subscribed and sworn to before me this 1st day Sep 1900.

U.S.#
#

R. Young, Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Central District
I, M. J. Young, do hereby on oath state that I
attended on Sallie Alexander, wife of ROBERT ALEXANDER,
on the 1st day of Sep 1900; that there was born to her on said date a female
Male or Female
child that said child was living March 4, 1906, and is said to have been named Patsie Alexander.

WITNESSES TO MARK:

Nellie Young
[Must be Two Witnesses] W. M. Cravill

Subscribed and sworn to before me this 1st day of Sep 1900.

U.S.#
#

Notary Public

Muskogee, Indian Territory, April 28, 1904.

Robert Alexander,
Arkinda, Arkansas.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 23rd inst., requesting to be advised if you may make application for the enrollment of your infant child, and describing land which you desire to take in allotment.

It is stated in your letter that the infant child referred to was born subsequent to September 25, 1902.

You are informed that the Act of Congress, approved July 1, 1902, which was ratified by the citizens of the Choctaw and Chickasaw Nations, September 25, 1902, provides -- That no child born thereafter to a citizen or freedman shall be entitled to enrollment or to participate in the distribution of the tribal property of the Choctaws and Chickasaws.

That Portion of your letter referring to certain land described therein, will be made the subject of a separate communication.

Respectfully,

Chairman.

17-1246

Muskogee, Indian Territory, October 24, 1906.

Robert Alexander,
Keys, Indian Territory.

Dear Sir:

There have been received at this office affidavits of Sallie Alexander and Dora Young to the birth of Harry Young child of Robert and Sallie Alexander; also affidavits of Sallie Alexander and Mineva Stewart to the birth of Patsie Alexander child of Robert and Sallie Alexander, January 13, 1903, and September 18, 1905.

You will be advised of the action taken in regard to these affidavits.

Respectfully,

Commissioner.

17-NB-384.

Muskogee, Indian Territory, December 1, 1906.

Robert Alexander,

Keys, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on October 4, 1906, for the enrollment of your children, Patsie and Hony Alexander, as Choctaw freemen.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freemen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your children above named prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

respectfully,

Commissioner.

17-1246.

Muskogee, Indian Territory, December 29, 1906.

Robert Alexander,

Janis, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of December 18, inclosing the affidavit of Patsy Sampson to the birth of your child, Harry Alexander, January 13, 1903.

There is inclosed herewith new blank upon which you may forward this office complete affidavits to the birth of your child, Harry Alexander.

Respectfully,

Commissioner.

Incl. B.A.

17-1246

Muskogee, Indian Territory, January 9, 1907.

Robert Alexander,
Janis, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavit of Patey Sampson to the birth of Harry Alexander, child of Robert and Sallie Alexander, January 13, 1903.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your child above named, prior to July 25, 1906, you should appear at the General Office at Muskogee, Indian Territory any time during the month of January 1907 for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

17-NB-384.

Muskogee, Indian Territory, February 8, 1907.

Robert Alexander,

Keys, Indian Territory.

Dear Sir:

In the matter of the application for the enrollment of your minor child, Harry Alexander, as a Choctaw freedman you are advised that it will be necessary for you to furnish this office with proof of your marriage to Sallie Alexander, the mother of your minor child.

The best evidence would be either the original or a certified copy of your marriage certificate. If you are unable to furnish either the original or a certified copy thereof, you should forward the affidavits of two or more disinterested witnesses who were present at the marriage of yourself and Sallie Alexander.

This matter should receive your prompt attention and the required evidence furnished on or before February 13, 1907. Your failure to furnish the same may deprive your minor child of such rights to enrollment as a Choctaw freedman as he may have.

Respectfully,

Commissioner.

17-NI-384

Muskogee, Indian Territory, February 20, 1907.

Robert Alexander,

Janis, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Sallie Alexander, Dora Young and Patsy Simpson to the birth of Harry Alexander, child of Robert and Sallie Alexander, January 13, 1903.

Respectfully,

Commissioner.

17-NB-384

COPY

Muskogee, Indian Territory, February 25, 1907.

Robert Alexander,

Keys, Indian Territory.

Dear Sir:-

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 21, 1907, granting the application for the enrollment of Harry Alexander as a Choctaw freedman.

You are hereby advised that the name of Harry Alexander has been placed upon a schedule of Choctaw freedmen to be submitted to the Secretary of the Interior for his approval. You will be notified of Departmental action thereon.

Respectfully,

WILLIAM *Tamc Bixby*

Commissioner.

Incl. 17-NB-384
Registered.

17-NB-384

COPY

Muskogee, Indian Territory, February 25, 1907.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:-

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 21, 1907, granting the application for the enrollment of Harry Alexander as a Choctaw freedman.

You are hereby advised that the name of Harry Alexander has been placed upon a schedule of Choctaw freedmen to be submitted to the Secretary of the Interior for his approval. You will be notified of Departmental action thereon.

Respectfully,

SIGNED *Jame Bixby*

Commissioner.

Incl. 17-NB-384
Registered.

17-NB-384

COPY

Muskogee, Indian Territory, February 27, 1907.

Robert Alexander,

Keys, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 27, 1907, declining to receive the application for the enrollment of Patsie Alexander as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for his review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tame Dixby*

Commissioner.

Registered.
Incl. 17-NB-384.

17-NB-384

COPY

Muskogee, Indian Territory, February 27, 1907.

Manefield, McMurray & Cornish,

Attorneys for the Choctaw & Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 27, 1907, declining to receive the application for the enrollment of Patsie Alexander as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for his review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED

Tamc Dixby

Commissioner.

Incl. 17-NB-384.

COPY

Muskegee, Indian Territory, February 27, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Patsie Alexander as a Choctaw freedman, including the decision of the Commissioner to the Five Civilized Tribes, dated February 27, 1907, declining to receive said application.

Respectfully,

SIGNED

James L. Doolittle

Commissioner.

2 Incl.

Through the
Commissioner of Indian Affairs.

Refer in reply to the following.

(COPY)

D. C. 13274

DEPARTMENT OF THE INTERIOR,

Land

OFFICE OF INDIAN AFFAIRS,

References in
body of letter.

WASHINGTON. March 2, 1907.

The Wenerable,

The Secretary of the Interior.

Sir:

There are forwarded herewith several reports from Commissioner Bixby, transmitting the records in certain citizenship cases, together with the decisions of the Commissioner, denying the applications for the enrollment of all the persons involved in the following cases:

21809	Cherokees By Blood. James A. Blackburn, et al.
21808.	CHEROKEE FREEMAN. Andrew T. Watie, et al.
21783,	CHOCTAW BY BLOOD. William B. Hill, et al.
21782.	William E. Moore, et al.
21779.	Abraham H. Nail, et al.
21778.	Dora, et al.
21778.	Ada Walsh, et al.
	CHOCTAW BY INTERMARRIAGE.
21778.	Dora, et al.
21779.	Abraham H. Nail, et al.

-2-

21781. George Rosenthal.
21780. Arie Lewis.
21776. George Crawford.
CHOCTAW PROCEEDING.
21784. Patsie Alexander.
21785. Neel Walker.
21777. Hannie and Isabell Gue.

The Office has examined the record in each of the above cases and recommends that the decisions of the Commissioner denying the applications of the persons involved therein be approved.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

AJV:LM

SPECIAL.

4
D. C. 13274.
I. T. D. 7908-1907.
I.R.S.
DIRECT.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

CRW.
S. P.

March 4, 1907.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

March 2, 1907, the Indian Office transmitted the record,
together with your adverse decisions in the following enrolment
cases, concurring in your decisions:

Title of Case.

Dora Riley, et al. (intermarried Choc.),
George Crawford (intermarried Choc.)
Abraham H. Nail, et al. (Choctaw).
Mannie Guess, et al. (Choctaw freed.)
Noel Walker (Choc. freed.)
Patsie Alexander (Choc. freed.)
Arie Lewis (intermarried Choc.)
George Rosenthal (intermarried Choc.)
Ada Welsh, et al. (Choc. by blood)
William E. Moore, et al. (Choc. by blood)
William B. Hill, et al. (Choctaw)
James A. Blackburn, et al. (Cherokee)
Andrew T. Watie, et al. (Cherokee freed.)

The Department cannot concur in your decision in the
case of Dora Riley, applicant for enrolment as a citizen of the
Choctaw Nation.

In view of the opinion of the Attorney General in the
case of William C. Thompson, et al., you are directed to enroll
the said Dora Riley as a citizen by intermarriage of the Choctaw
Nation.

The application for the enrollment of her child Florence

L. Riley is denied in accordance with your decision.

The Department cannot concur in your decision adverse to George Crawford, applicant for enrolment as a citizen by intermarriage of the Chectaw Nation, as he was married to a woman admitted to citizenship in the Chectaw Nation by the Commission in 1896. You are accordingly directed to enroll him as a citizen by intermarriage of the Chectaw Nation.

In the other cases submitted, the Department concurs in your decisions adverse to the applicants.

They are accordingly affirmed.

The papers have been sent to the Indian Office, together with a copy hereof.

Respectfully,

E. A. Hitchcock,

Secretary.

26 inc. to Ind. Of.
MCM. 3-4-07.

17-NB-384

Muskogee, Indian Territory, May 3, 1907.

Robert Alexander,

Keys, Indian Territory.

Dear Sir:

You are hereby advised that on March 4, 1907, the Secretary of the Interior affirmed the decision of the Commissioner to the Five Civilized Tribes, rendered February 21, 1907, granting the application for the enrollment of Harry Alexander as a Choctaw freedmen.

Respectfully,

Commissioner.

17-NB-384

Muskogee, Indian Territory, May 3, 1907.

Vansfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 4, 1907,
the Secretary of the Interior affirmed the decision of the
Commissioner to the Five Civilized Tribes, rendered February
21, 1907, granting the application for the enrollment of
Harry Alexander as a Choctaw freedman.

respectfully,

Commissioner.

Choctaw M. Fr. 385

William Shoals

Gertrude Shoals

Fred Shoals

M. Fr. 385

385

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

William Shoals
Gertrude Shoals
Fred Shoals

3 GRANTED Feb 11 1907

Record Forwarded Department. Feb 26 1907

Nos. 1 & 2 transferred To Choctaw
Freedman Card No 1212.

ACT OF CONGRESS APPROVED APRIL 26, 1906

385

884
1

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Fred Shoals as a Choctaw freedman.

17-NB-385

Copy.

Askinda, Ark.
April 5, 1906.

Department of the Interior,
Com. to the 5 Civ Tribes,
Muskogee, I.T.

Sir:

Please advise what steps I will have to take to get my children on the rolls of Choctaw freedmen. Their names and ages are as follows: Freddie Shoals, Born Jan. 15, 1905; Gertrude Shoals born Feb. 15, 1901; William Shoals, born March 7, 1902.

Josiah Shoals.

T

INDEXED

COMMISSION TO FIVE TRIBES.

NO RECEIVED
43059 Apr 11, 1906

Apr 14, 1906.

Shoals, Josiah,
Arkinda, Ark.
April 5, 1906.

Asks how to have his children enrolled
as Choctaw freedman.

CHOC-CHIC ENROLLMENT.

NO 385

217

IN RE

Application for Enrollment of

INFANT CHILD

Fred. Shaw

as a citizen of

Chocoma

Nation.

Approved

190

Commissioner

DEC 14 1908

DEPARTMENT OF THE INTERIOR
COMMISSION TO THE FIVE CIVILIZED TRIBES

IN RE APPLICATION FOR ENROLLMENT

of _____
Name of Father _____
Name of Mother _____
Postoffice _____

AFFIDAVIT OF MOTHER

UNITED STATES OF AMERICA INDIAN TERRITORY

District _____

I, _____ do hereby state that
years of age and a citizen by _____ of the _____ Nation
that I am the lawful wife of _____
of the _____ Nation the _____
born to me on _____ day of _____ 1906
and was living March 5, 1906

WITNESSES TO MAKE

(MAY & 1)

Subscribed and sworn to before me this _____ day of _____

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE

UNITED STATES OF AMERICA INDIAN TERRITORY

District _____

attended on Mrs. _____

on the _____ day of _____

child that said child was living March 5, 1906 and is said to have been named _____

WITNESSES TO MAKE

(MAY & 1)

Subscribed and sworn to before me this _____ day of _____

day of _____

Notary Public

IN THE
Supreme Court of the District of Columbia

UNITED STATES OF AMERICA
vs.
JOHN EDGAR HOOVER

as a witness of

DOES

Subscribed and sworn to before me this

1944

Notary Public

Notary Public

JOHN EDGAR HOOVER

Notary Public

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MEMBERS SET UP BY COMMISSIONER, UNITED STATES, APRIL 22, 1906

IN THE APPLICATION FOR ENROLLMENT, as a member of the

Nation,

Do hereby certify that

born on the day of

at the place of

a citizen of the

Nation

and a member

a citizen of the

Nation

I also certify that father

that enrollment of mother

Enrollment

AFFIDAVIT OF BIRTH

UNITED STATES OF AMERICA, Indian Territory,

I hereby

on oath state that I am

of said and a citizen of

of the

Nation,

to certify and wife of

who is a citizen, by

of the

Nation, that a child was
(Male or Female)

born to her on

day of

1906, that said child has been named

and was living March 4, 1906

Pauline School

WITNESS TO MARK

Maggie Y Davis

Myself

Subscribed and sworn to before me this

day of

1906

Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE

UNITED STATES OF AMERICA, Indian Territory,

I hereby

attended on

wife of

on the

day of

1906 that there was born to her on said date a
(Male or Female)

child that said child was living March 4, 1906, and is said to have been named *Pauline School*

WITNESS TO MARK

Maggie Y Davis

Myself

Subscribed and sworn to before me this

day of

1906

Notary Public

MARRIAGE CERTIFICATE.

Mr. *John S. [unclear]* TO

Miss *Melvin [unclear]*

DEPT.
COMMISSIONER

F I I

[Signature]
COMMISSIONER



Recorded Book *E* Page *518*

Returned and filed this *31st* day of

October 1900

E. J. Chavon Clerk

CLERK'S CERTIFICATE TO TRANSCRIPT.

STATE OF ARKANSAS, } ss. 1. *J. E. Kinsworthy*
County of Little River.

Clerk of the *Circuit & County* Court, within and for the County and State aforesaid, do hereby certify that the annexed and foregoing pages contain a true and perfect transcript of the *Marriage License of Joe Hoales & Melinda*
Almon

as therein set forth, and as the same appears of record, on page *316* *Marriage* Record.

Volume *E* *Little River* County, Arkansas.

WITNESS my hand and official seal, this *11th* day of *Feb* 1905
J. E. Kinsworthy Clerk.
D. C.

50th day of *Oct* 1900, and the same is duly recorded on page
318 of Book *E* of Marriage Records.

WITNESS my hand and the seal of said Court this *30th*

day of *October* 1900
Seal here *E. J. Hoover* Clerk.
By *D. C.*

CERTIFICATE OF RECORD.

STATE OF ARKANSAS,

County of Little River

J. E. J. Chesser

Clerk of the County Court of said County, certify that the above License
for and Certificate of the Marriage of Mr. Joe Shavers
and M. William Simpson was filed in my office on the
30th day of Oct 1900, and the same is duly recorded on page
318 of Book E of Marriage Records.

WITNESS my hand and the seal of said Court this 30th

day of October 1900

Seal here

J. E. J. Chesser

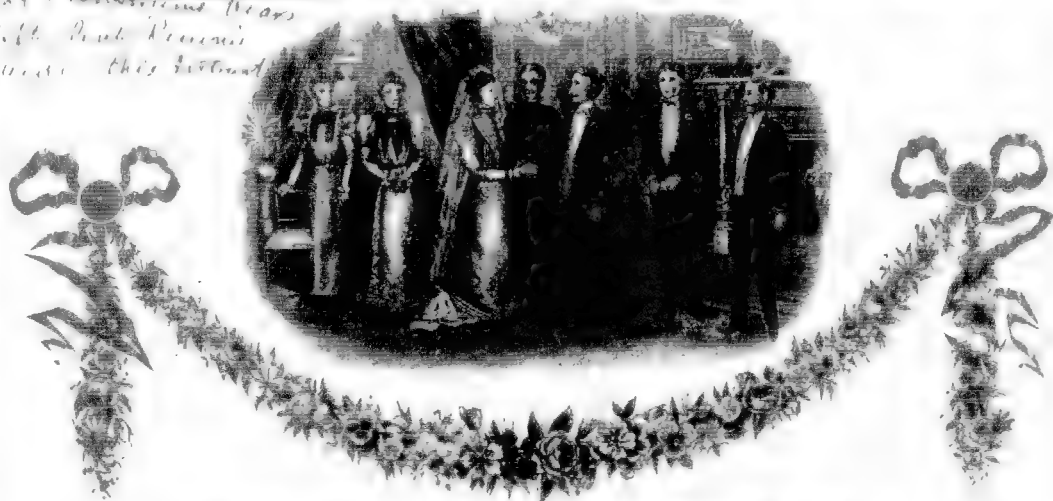
Clerk.

By

J. E.

MARRIAGE LICENSE

*See Arkansas News
with Ark. Pioneer
press this morning*



STATE OF ARKANSAS

County of

To any Person Authorized by Law to Solemnize Marriage, Greeting:

You are hereby commanded to solemnize the rite and publish the bans of Matrimony between the *Joe Shovel* of *Ross Camp* in the County of *Little River* and State of *Arkansas* aged *Twenty* years and *Miss Melvina Simpson* in the County of *Little River* and State of *Arkansas* aged *Twenty* and years according to law and do you officially sign and return this license to the parties herein named.

Witness my hand and official seal this
22 day of Sept 1900

E. J. Hoover

County Clerk

10

CERTIFICATE OF MARRIAGE.

State of *Arkansas* }
County of *Little River* } I *R. J. Laaffe*
do hereby certify that on the 24 day of Sept 1900
I did duly and according to law as commanded in the foregoing license solemnize
the rite and publish the bans of Matrimony between the parties therein named
Witness my hand this 26 day of Oct 1900
My Credentials are recorded in Booklet No. 1
County *Ark. Book Page* } *R. J. Laaffe*

NOTE: This license with the certificate duly executed and officially signed must be returned to the office whence
disseminated within thirty days from the date of license under penalty of forfeiture of the license.

17-NB-385
S.E.F.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the alleged application for the enrollment of Fred Shoals as a Choctaw freedman.

-: D E C I S I O N :-

It appears from the record herein that on December 14, 1906, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Fred Shoals as a Choctaw freedman.

It further appears from the record herein and from the records of this office that Vina Shoals, the mother of said applicant, and Patsy Simpson, the attending midwife, executed their respective affidavits to the birth of said applicant December 10, 1906.

It appears from the records of this office that on April 11, 1906, there was received by the Commissioner to the Five Civilized Tribes a letter from Josiah Shoals, the father of said applicant, asking to be advised as to what steps he should take in order to get his children on the roll of Choctaw freedmen and giving their names and dates of their birth as follows: Fred Shoals born January 15, 1905, Gertrude Shoals born February 15, 1901, and William Shoals born March 7, 1902.

I am of the opinion that the letter above referred to, received by the Commissioner to the Five Civilized Tribes on April 11, 1906, establishes that application was made for the enrollment of Fred Shoals as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), and that the same should now be determined upon its merits in accordance with the opinion of the Assistant Attorney General of the Department of the Interior of November 15, 1906 (I.T.D. 22746-1906), and it is so ordered.


Commissioner.

Muskogee, Indian Territory.

17-NB-385

S.E.F.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

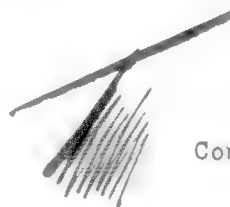
In the matter of the application for the enrollment
of Fred Shoals as a Choctaw freedman.

-: D E C I S I O N :-

It appears from the record herein that application
was duly made for the enrollment of Fred Shoals as a Choctaw
freedman within the time limited by the provisions of the Act
of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from
the records of this office that said Fred Shoals was born Jan-
uary 15, 1902, and was living March 4, 1906, and that he is
the legitimate son of Vina Shoals, a non citizen, and Joe
Shoals whose name as Josiah Shoals appears opposite No. 3932
upon the final roll of Choctaw freedmen approved by the Secre-
tary of the Interior February 16, 1904.

I am of the opinion that Fred Shoals should be enroll-
ed as a Choctaw freedman under the provisions of the Act of
Congress approved April 26, 1906 (34 Stats., 137), as amended
by the Act of Congress approved June 21, 1906 (34 Stats., 325)
and it is so ordered.



Commissioner.

Muskogee, Indian Territory.
FILE

17 - 222
19 - 1170

Muskogee, Indian Territory, October 23, 1903.

Joe Shoals,

Janis, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Vina Shoals and Mariah Hardman, relative to the birth of your infant daughter, Gertrude Shoals, March 22, 1900, also the affidavits of Vina Shoals and Mariah Hardman relative to the birth of your minor son, William Shoals, February 20, 1902, which it is presumed have been forwarded to this office as applications for the enrollment of the above named children as Choctaw Freedmen.

It does not appear from our records that any previous application has ever been made for the enrollment of these children, and you are advised that under the provisions of the act of Congress approved July 1, 1902, the Commission is now without authority to receive or consider the original application for enrollment of any person whomsoever as a citizen of the Choctaw or Chickasaw Nation.

Respectfully,

Commissioner in Charge.

Muskogee, Indian Territory, December 18, 1906.

Mr. Shoals,

Janis, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on December 14, 1906, for the enrollment of your child Fred Shoals as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your child, above named, prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907 for the purpose of pre-

J. S. #2

senting testimony relative to the submission of such application
within the required time.

Respectfully,

Commissioner.

17 43 386.

Wetmore, Indian Territory, Dec. 22, 1906.

Joseph Shoals,

Wetmore, Indian Territory.

Dear Sir:

In the matter of the applications for enrollment of your children, William and Gertrude Shoals, as minor Choctaw freedmen under the Act of Congress approved April 26, 1906, as amended by the Act of June 21, 1906, you are advised that it will be necessary that you furnish new affidavits to the birth of these children as those heretofore forwarded have not been properly examined. You are also requested to furnish this office with evidence of your marriage to Vina Shoals, the mother of these children and the best evidence of this marriage will be the original or a certified copy of your marriage license and certificate.

It is stated in one application that you are a Choctaw freedman and in the other that you are a Chickasaw freedman if either be correct you should state when and where application was made for your enrollment, the names of your parents and if you have received an allotment of land in the Choctaw or Chickasaw Nations give your roll number as it appears on your allotment certificate.

There are inclosed herewith new blanks which you are

J.S. 2.

requested to have properly executed and returned to this office at an early date in order that proper disposition may be made of the applications for enrollment of these children.

Respectfully,

Acting Commissioner.

PB.C.

17-NB-385.

COPY

Muskogee, Indian Territory, February 26, 1907.

Joe Shoals,

Keys, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 21, 1907, granting the application for the enrollment of Fred Shoals as a Choctaw freedman.

You are hereby advised that the name of Fred Shoals has been placed upon a schedule of Choctaw freedmen to be submitted to the Secretary of the Interior for his approval. You will be notified of the Departmental action thereon.

Respectfully,

SIGNED *James D. Dwyer*

Commissioner.

17-NB-385
Registered.

6

C. —

5

1

Wm. James Kirby

Commissioner.

Commissioner.

Muskogee, Indian Territory, January 29, 1907.

Wesley Shoals,

Janis, Indian Territory.

Dear Sir:

Inasmuch as the whereabouts of your brother, Josiah Shoals, cannot be ascertained by this office, this letter is addressed to you in the matter of the applications for the enrollment of his minor children, William, Gertrude, and Fred Shoals, as Choctaw freedmen under the Act of Congress approved April 25, 1906, as amended by the Act of June, 21, 1906, and you are advised that it will be necessary that this office be furnished with new affidavits to the birth of these children as those heretofore forwarded have not been properly executed.

It is stated in the affidavits of the mother that the father, Josiah Shoals, is a Chickasaw freedman. Inasmuch as his name appears on the final roll of Choctaw freedman, the new affidavits should be made out accordingly.

It will also be necessary that evidence of marriage between Vina Shoals and Josiah Shoals be furnished to this office, and the best evidence of this marriage will be the original or a certified copy of their marriage license and certificate.

There are enclosed herewith new blanks which should be

W.S.#: .

executed and returned to this office at once and the neglect or failure to furnish the required proof in time may deprive these children of such rights to enrollment as Choctaw freedmen, as they may have.

Respectfully,

Commissioner.

3B.C.

17-NB-385

Muskogee, Indian Territory, January 29, 1907.

Vina Shoals,

Keys, Indian Territory.

Dear Madam:

In the matter of the applications for the enrollment of your minor children, William, Gertrude, and Fred Shoals, as Choctaw freedmen under the Act of Congress approved April 26, 1906, as amended by the Act of June 21, 1906, you are advised that it will be necessary that you furnish new affidavits to the birth of these children as those heretofore forwarded have not been properly executed. It is stated in the affidavits of the mother that Josiah Shoals, the father of these children, is a Chickasaw freedman. Inasmuch as his name appears on the final roll of Choctaw freedmen, the new affidavits should be made out accordingly.

You are also requested to furnish this office with evidence of your marriage to Josiah Shoals, the father of these children and the best evidence will be the original or a certified copy of your marriage license and certificate.

There are enclosed herewith new blanks which you are requested to have properly executed at once and return the same prompt-

V.S.#2.

ly so that they will reach this office prior to February 3, 1907.

This matter should receive your most prompt attention as your neglect or failure to furnish the required proof in time may deprive these children of such rights to enrollment as Choctaw freedmen, as they may have.

Respectfully,

Commissioner.

3 B.C.

17-NB-385

Muskogee, Indian Territory, February 18, 1907..

Josiah Shoals,

Keys, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Vina Shoals and Patsy Simpson to the birth of Fred Shoals, Gertrude Shoals, and William Shoals, January 15, 1905, February 13, 1901 and March 7, 1902; also marriage license and certificate between Joe Shoals and Melvina Simpson and the same have been filed in the matter of the enrollment of said children.

Respectfully,

Commissioner.

17-1212
17-MB-385

Muskegee, Indian Territory, March 27, 1907.

Joe Shoals,
Care of Phil Shoals,
Weys, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of March 9, 1907, in which you ask if you can now file for your children Gertrude, William and Fred Shoals.

In reply to your letter you are advised that on March 4, 1907, the Secretary of the Interior approved the enrollment of your children Gertrude, William and Fred Shoals as minor Choctaw freedmen and selection of allotment may now be made in their behalf in accordance with the rules and regulations governing the selection of allotments and the designation of homesteads in the Choctaw and Chickasaw Nations.

Respectfully,

Acting Commissioner.

17-1212
17-NB-385

Muskogee, Indian Territory, April 8, 1907.

Joe Shoals,

Care of Phil Shoals,

Keys, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of March 9, 1907, in which you ask if you can now file for your children Gertrude, William and Fred Shoals.

In reply to your letter you are advised that on March 4, 1907, the Secretary of the Interior approved the enrollment of your children Gertrude, William and Fred Shoals as minor Choctaw freedmen and selection of allotment may now be made in their behalf in accordance with the rules and regulations governing the selection of allotments and the designation of homestead in the Choctaw and Chickasaw Nations.

Respectfully,

Acting Commissioner.

Choctaw M. Fr. 386

Lee Woford

M. Fr. 386

386

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

Lee Woford

GRANTED Feb 18 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

386

17-NR-386

S.E.F.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Lee Woford as a Choctaw freedman.

-: D E C I S I O N :-

It appears from the record herein that application was
duly made for the enrollment of Lee Woford as a Choctaw freedman
within the time limited by the provisions of the Act of Congress
approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the
records of this office that Lee Woford was born January 8, 1904
and was living March 4, 1906; that he is the son of Jim Woford,
a non citizen, and Alice Lewis Woford whose name appears as Alice
Lewis opposite 4494 upon the final roll of Choctaw freedmen ap-
proved by the Secretary of the Interior June 28, 1904.

I am of the opinion that Lee Woford should be enrolled
as a Choctaw freedman under the provisions of the Act of Congress
approved April 26, 1906 (34 Stats., 137), as amended by the Act of
Congress approved June 21, 1906 (34 Stats., 325), and it is so
ordered.



Commissioner.

Muskogee, Indian Territory.

FEB 18 1907

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

Rosey Lee Hafford

as a citizen of

Chow

Nation.

Approved..... 190...

Commissioner.

FEB 7 1907

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a ^{freedman} ~~citizen~~ of the ^{Choctaw} ~~U.S.~~ Nation,
 of Rosy Lee Wofford, born on the 8th day of January, 1904
 (Here insert name of child)
 Name of Father: Jim Wofford a citizen of the U.S. Nation:
 Name of Mother: Alice Lewis a ^{freedman} ~~citizen~~ of the ^{Choctaw} ~~U.S.~~ Nation.
 Tribal enrollment of father: Tribal enrollment of mother:
 Postoffice: Shufb. S. I.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Central District.

I, Alice Lewis, on oath state that I am 40
 years of age and a ~~citizen~~ ^{freedman} of the Choctaw Nation;
 that I am ~~the lawful wife of~~ unmarried, who is a citizen, by
 of the Choctaw Nation; that a ^{female} ~~male~~ child was
 born to me on 8th day of January, 1904; that said child has been named
Rosy Lee Wofford ^{is still his illegitimate and}
Jim Wofford is the father. ^{and was living March 4, 1906.}
Alice X. Lewis
 mark

WITNESSES TO MARK:

[Must be Two Witnesses] Jay E. Blackert
Richard Shanafelt

Subscribed and sworn to before me this 17th day of February, 1906.
Richard Shanafelt
 Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Central District.

I, Callie M. Day, a midwife, on oath state that I
 attended on Alice Lewis, ~~wife of~~ unmarried,
 on the 8th day of January, 1904; that there was born to her on said date a ^{female} ~~male~~
 child, that said child was living March 4, 1906, and is said to have been named Rosy Lee Wofford
Callie X. M. Day
 mark

WITNESSES TO MARK:

[Must be Two Witnesses] Jay E. Blackert
Richard Shanafelt

Subscribed and sworn to before me this 17th day of February, 1906.
Richard Shanafelt
 Notary Public

19-1350

18 N 13 .6

217

IN RE

Application for Enrollment of

INFANT CHILD

Lee Wadford

as a citizen of

Nation

Approved

190

Commissioner.

JUL 23 1906

BIRTH AFFIDAVIT

DEPARTMENT OF THE INTERIOR
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Chickasaw Nation
of Lee Woford born on the 8th day of July, 1904
Name of Father Jim Woford a citizen of the Chickasaw Nation
Name of Mother Alice (Luis) (Woford) a citizen of the Chickasaw Nation
Postoffice Bluff, I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Central District,
I, Alice Luis (Woford), on oath state that I am 29
years of age and a citizen by freedom of the Chickasaw Nation;
that I am the lawful wife of Jim Woford, who is a citizen, by
interview of the Chickasaw Nation; that a male child was
born to me on 8th day of July, 1904; that said child has been named
Lee Woford, and was living March 4, 1906
Alice Luis (Woford)

WITNESSES TO MARK:

(Must be Two Witnesses) Jasper Robinson
Henry Buckner
Subscribed and sworn to before me this 10th day of April, 1906.
W. H. Shuman Notary Public
My com. expires 2-1-1910

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE

UNITED STATES OF AMERICA, Indian Territory,
Central District,
I, Caroline McVay, a midwife, on oath state that I
attended on Mrs. Alice Woford, wife of Jim Woford,
on the 8th day of July, that there was born to her on said date a male
child, that said child was living March 4, 1906 and is said to have been named
Lee Woford
Caroline McVay

WITNESSES TO MARK:

(Must be Two Witnesses) Mary ...
Russell Babb
Subscribed and sworn to before me this 10th day of April, 1906.
W. H. Shuman Notary Public
My com. expires 2-1-1910

-170

Muskogee, Indian Territory, August 1, 1906.

Jim Woford,

Muskogee, Indian Territory.

Dear Sir:

I hereby acknowledge of the affidavits of
Alice Lewis Woford and Callie McVoy to the Clerk of the
Court, child of Jim Woford and Allise Woford, born to us,
January 8, 1904.

Respectfully,

Comptroller General.

17 NB 386.

Muskogee, Indian Territory, December 26, 1906.

Jim Woford,

Blull, Indian Territory.

Dear Sir:

In the matter of the application for enrollment of your child, Lee Woford, as a minor Choctaw freedman under the Act of Congress approved April 26, 1906, as amended by the Act of June 21, 1906, you are advised that it will be necessary that you furnish new affidavits to the birth of this child as those heretofore forwarded have not been properly executed.

It is stated in the affidavit of the mother that she is a Chickasaw freedman. You are advised however that she has been enrolled as a Choctaw freedman and therefore the application and the affidavits should be made out accordingly. The affidavit of the attending midwife is also defective in that it fails to state in what year the child was born. In having the new affidavits executed you should be careful to see that all blanks are properly filled, all names written correctly and in full and that the Notary before whom they are sworn to affixes his name and seal to each affidavit.

There is inclosed herewith a new blank which you are requested to have properly executed and returned to this office at

J.W. 2.

an early date in order that proper disposition may be made of the application for enrollment of this child.

Respectfully,

Acting Commissioner.

B.C.

17-NB-386

COPY

Muskogee, Indian Territory, February 18, 1907.

Jim Welford,
Bluff, Indian Territory.

Dear Sir:-

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 18, 1907, granting the application for the enrollment of Lee Welford as a Choctaw freedman.

You are hereby advised that the name of Lee Welford will be placed upon a schedule of Choctaw freedmen to be prepared for forwarding the Secretary of the Interior for his approval. You will be notified of Departmental action thereon.

Respectfully,

SIGNED *Tame Dixby*
Commissioner.

Registered.
Incl. 17-NB-386

17-NB-386

20

Muskogee, Indian Territory, February 18 , 1907.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 18, 1907, granting the application for the enrollment of Lee Wolford as a Choctaw freedman.

You are hereby advised that the name of Lee Wolford will be placed upon a schedule of Choctaw freedmen to be prepared for forwarding the Secretary of the Interior for his approval. You will be notified of Departmental action thereon.

Respectfully,

James H. ...

Commissioner.

Registered.
Incl. 17-NB-386

Choctaw M. Fr. 387

Tommie Arnold

M. Fr. 387

387

MINOR ENROLLMENT

CHOCTAW FREEDMAN

Tommie Arnold

ACT OF CONGRESS APPROVED APRIL 26, 1906

387

387

17-14812

N. B. 387

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Tommie Arnold

as a citizen of

CHICKASAW FREEDMAN

Nation.

Approved..... 190...

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Indians of the Chickasaw Nation,
of Loumie Arnel born on the 10th day of February 1906
[Here insert name of child]
Name of Father: Loumie Arnel a citizen of the Indians of the Chickasaw Nation.
Name of Mother: Mellie Arnel a citizen of the Indians of the Chickasaw Nation.
Tribal enrollment of father: Indians Tribal enrollment of mother: Indians of the Chickasaw
Postoffice: Springfield

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Southern District.

I, Mellie Arnel, on oath state that I am 24
years of age and a citizen by Indians of the Chickasaw Nation;
that I am the lawful wife of Loumie Arnel, who is a citizen, by
of the United States Nation; that a Male child was
[Male or Female]
born to me on 10th day of February 1906; that said child has been named
Loumie Arnel and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 8th day of July 1906.

Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Southern District.

I, Lish Nugent, on oath state that I
attended on Mellie Arnel wife of Loumie Arnel
on the 10th day of February 1906; that there was born to her on said date a Male
[Male or Female]
child, that said child was living March 4, 1906, and is said to have been named Loumie Arnel

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 8th day of July 1906.

Notary Public

17113 # 387

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 20, 1906.

Tomnie Arnold

as a citizen of

Guatemala Nation.

Approved. *JAN 27 1907* 190

 Commissioner.

Sain of Birch

Feb 10, 1906

FILED
JAN 15 1907

Jan 15

*Original application
received*

July 25, 1906

17113887

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the *Choctaw* Nation,
of *Tommie Arnold*, born on the *10th* day of *Feb.* 1906
(Here insert name of child)
Name of Father: *Tommie Arnold* a citizen of the *U. S.* Nation
Name of Mother: *Nellie Arnold* a citizen of the *Choctaw* Nation
Tribal enrollment of father: Tribal enrollment of mother:
Postoffice: *Springer, I. T.*

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Southern District.

I, *Nellie Arnold, nee Bagby*, on oath state that I am, *24*
years of age and a ~~freeman~~ *Freeman* of the *Choctaw* Nation;
that I am the lawful wife of *Tommie Arnold*, who is a citizen, ~~of~~
of the *U. S.* Nation; that a *male* child was
born to me on *10th* day of *February* 1906; that said child has been named
Tommie Arnold, and was living March 4, 1906

WITNESSES TO MARK:

[Must be Two Witnesses]

Andrew J. Groveshire

Subscribed and sworn to before me this *13th*

day of *January* 1907

Andrew J. Groveshire
Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Southern District.

I, *Rachel Johnson*, a mid-wife, on oath state that I
attended on *Nellie Arnold*, wife of *Tommie Arnold*,
on the *10th* day of *Feb.* 1906; that there was born to her on said date a *male*
child that said child was living March 4, 1906, and is said to have been named *Tommie Arnold*

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this *13th*

day of *January* 1907

Rachel Johnson
Henry Groveshire
Andrew J. Groveshire
Notary Public

Muskogee, Indian Territory, September 7, 1906.

Lonnie Arnold,

Springer, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Nellie Arnold and Tish Nugent to the birth of Tommie Arnold, child of Lonnie and Nellie Arnold, February 10, 1906.

It is stated in the affidavit of the mother that she is a Chickasaw freedman. If this is correct you are requested to give the names of her parents, the time and place application was made for her enrollment, and if she has selected an allotment of the lands of the Choctaw or Chickasaw Nations give her roll number as it appears upon her allotment certificate.

Respectfully,

Acting Commissioner.

Edgar Schrum
Springer, I. T.

Oct. 12, 06.

Wm O. Beale, Esq.,
Muskogee, I. T.
Sir:-

Having taken the affidavits of Nellie Arnold and Tish Nugent to the birth of Tommie Arnold, child of Lonnie Arnold and Nellie Arnold, they requested me to write you concerning your notice to them under date of Oct. 7th. inst. Nellie Arnold was at the time of her enrollment- Nellie Bagley- having since married Lonnie Arnold. Her allotment certificate shows she was enrolled as a Choctaw Freedman under Roll No. 2590, Sept. 29, '04. Certificate No. 3948. She was enrolled at Tishomingo. Zilpha Jones was her mother- her father Thornton Simpson died some years before the enrollment of the Indians and Freedmen. I beleive this answers all the questions you have asked concerning this woman's enrollment &c.

Yours very truly,
(Signed) Edgar Schrum.

17 NB 387.

Muskogee, Indian Territory, December 27, 1906.

Lonnie Arnold,

Springer, Indian Territory.

Dear Sir:

In the matter of the application for enrollment of your child, Temmie Arnold, you are advised that it will be necessary that you furnish a new application and new affidavits as it is stated in those heretofore forwarded that the mother of this child, Nellie Arnold, is a Chickasaw freedman. It appears from the records of this office that she has been identified upon the rolls as a Choctaw freedman and therefore a new application and new affidavits should be made out accordingly.

There is inclosed herewith a new blank which you are requested to have properly executed and returned to this office at an early date in order that proper disposition may be made of the application for enrollment of this child.

Respectfully,

Acting Commissioner.

B.C.

Choctaw M. Fr. 388

Gurletha James

M. Fr. 388

388.

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

Gurletha James

GRANTED Jan 31 1907

ACT OF CONGRESS APPROVED APRIL 20, 1906

388

DEPARTMENT OF THE INTERIOR,
COMMISSIONER OF THE FIVE CIVILIZED TRIBES?

In the matter of the application for the enrollment of
Gerletha James as a Choctaw freedman.

17-NB-388.

S. T. [illegible]
65649-*[illegible]*

7113388



Elizabeth [illegible]

CHOCTAW FREEDMAN

12764

SEP 12 1906

BIRTH AFFIDAVIT

19

Department of the Interior,
Commissioner To The Five Civilized Tribes.

Enrollment of Minors. Act of Congress, Approved April 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Gertrude James, born on the 27 day of Oct 1904.
Here insert name of child.

Name of Father: William James a citizen of the Cherokee Nation

Name of Mother: George James a citizen of the Cherokee Nation

Tribal enrollment of father: Cherokee Tribal enrollment of mother: Cherokee

Postoffice: Atoka, Okla.

Affidavit of Mother.

UNITED STATES of AMERICA, Indian Territory,)

Central District.)

I, George James on oath state that I am 37
years of age and a citizen by adoption of the Cherokee Nation;
that I am the lawful wife of William James who is a citizen, by
adoption of the Cherokee Nation; that a female child was
Male or Female.

born to me on 27 day of Oct, 1904; that said child has been named
Gertrude James and was living March 4, 1906.

George James

WITNESSES TO MARK:

[Must be two
Witnesses.]

Subscribed and sworn to before me this 27 day of July, 1906.

W. C. Chandler
Notary Public,

Affidavit of Attending Physician or MID-WIFE

UNITED STATES of AMERICA, Indian Territory,)

Central District.)

I, William James, a mid-wife on oath state that I
attended on George James wife of William James
on the 27 day of April, 1904; that there was born to her on said date a female
Male or Female.

child; that said child was living March 4, 1906, and is said to have been named

Gertrude James William James

WITNESSES MARK:

[Must be two
Witnesses.]

Subscribed and sworn to before me this 27 day of July, 1906.

W. C. Chandler
Notary Public.

Choctaw New Born #388

32

IN RE
THE DEATH OF

Gurletha James
a citizen of the

..... Nation.

Approved

..190

.....
Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the death of Gurletha James
(Here insert name of deceased.)
a citizen of the Choctaw Freedman Nation, who formerly resided at or near
Bokchito Ind. Ter., and died on the 1st day of
July, 1906.
(Here insert name of postoffice.)

AFFIDAVIT OF RELATIVE

UNITED STATES OF AMERICA, INDIAN TERRITORY,
Central DISTRICT.

I, Hickman James, on oath state that I am 40
years of age and a citizen, by Choctaw Freedman Nation;
that my postoffice address is Bokchito, Ind. Ter.; that I am
father of Gurletha James
(State relationship: as the father; an uncle; a cousin, etc.) (Here insert name of deceased.)
who was a citizen, by Choctaw Freedman Nation
and that said Gurletha James died on the 1st day of
July, 1906.
(Here insert name of deceased.)
WITNESSES TO MARK: Hickman James

(Must Be Two
Witnesses.)

Subscribed and sworn to before me this 24th day of December, 1906.

W. H. Angell
Notary Public.

AFFIDAVIT OF ACQUAINTANCE.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
DISTRICT.

I, _____, on oath state that I am _____
years of age, and a citizen by _____ of the _____ Nation;
that my postoffice address is _____, Ind. Ter.;
(Here insert name of postoffice.)
that I was personally acquainted with _____
(Here insert name of deceased.)
who was a citizen, by _____, of the _____ Nation;
and that said _____ died on the _____ day of _____
(Here insert name of deceased.)

WITNESSES TO MARK:

(Must Be Two
Witnesses.)

Subscribed and sworn to before me this _____ day of _____, 1906.

Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES,
CHOCTAW LAND OFFICE.

Atoka, Indian Territory, December 24, 1906.

In the matter of the application for the enrollment of Gurlletha James as a Choctaw freedman.

HICKMAN JAMES, being first duly sworn testified as follows:

Examination by the Commissioner.

- Q What is your name? A Hickman James.
Q How old are you? A Forty.
Q What is your Post Office address? A Bokchito, I.T.
Q Are you a Choctaw freedman? A Yes sir.
Q Do you appear here to-day for the purpose of giving testimony in the matter of the application for the enrollment of your minor child, Gurlletha James? A Yes sir.
Q Did you receive a letter from the Commissioner notifying you to appear at the Choctaw Land Office, at Atoka, Indian Territory, before January 1, 1907, to give testimony in this matter?
A Yes sir.
Q Is Gurlletha James a girl or boy? A A girl.
Q Is she living or dead? A She is dead.
Q When did she die? A July 1, 1906.
Q How old was she when she died? A Two years old.
Q What was the name of your father? A Elijah James.
Q Do you know the name of his owner? A Yes sir, the name of his owner was Mary Thompson.
Q What was the name of your mother? A Melvina.
Q Do you know the name of her owner? A Konetame.
Q Are you the father of Gurlletha James? A Yes sir.
Q What was the name of her mother? A Georgia James.
Q Is she now living? A Yes sir.
Q What is the name of your wife's father? A Dave Gardner.
Q What is the name of her mother? A Sophia James.
Q Are Bessie and Lida James your daughters? A Yes sir.

The name of Hickman James appears opposite No. 3453 on the approved roll of Choctaw freedmen, and on Choctaw freedman field card No. 864, at No. 1 thereon.

The name of Georgia James appears opposite No. 4997 on the approved roll of Choctaw freedmen, and on Choctaw freedman field card No. 864, at No. 2 thereon.

- Q There was received at the office of the Commissioner to the Five Civilized Tribes, on September 12, 1906, an application for the enrollment of Gurlletha James as a Choctaw freedman, and the affidavit of Georgia James, the mother of said Gurlletha James, which affidavit was signed and executed before W. C. Caudell, a notary public, on July 24, 1906, and the affidavit of Hickman James, who attended at the birth of said child, which affidavit was signed and executed on July 23, 1906, before P. Davis, a notary public; are you the identical Hickman James who appeared before P. Davis on July 23, 1906, and signed and executed an affidavit relative to the birth of Gurlletha James? A Yes sir.

- Q Was no one present at the birth of this child except yourself and your wife? A No sir, no one at all.
- Q It appears that your wife signed the affidavit heretofore referred to in this testimony on July 24, 1906, the day following the affidavit made by yourself; how do you explain that one affidavit was made one day and one another? The reason is because I went before lawyer Turner to have this baby enrolled and my wife was not there and they told me to have her make an affidavit too, and so I took her before this other notary public the next day.
- Q Where did you go to have these affidavits executed? A The first day I went to Double Springs, and the second day to Bokchito.
- Q What did you do with the application for the enrollment of Gurletha James and the affidavits made in connection therewith.
- A Well I sent it to Lawyer Turner.
- Q Did you send it to Turner by mail? A Yes sir, the next day.
- Q From what post office did you send it? A Bokchito, I.T.
- Q Where was Mr. Turner when you sent these papers to him?
- A Ardmore I guess, that's where he told me to send them.
- Q You did not send this application direct to the commissioner then?
- A No sir.
- Q What did Turner tell you he would do with the application?
- A He told me he would work up my children's rights, that's what he told me.
- Q Did you ever make any application before July 23, 1906, for the enrollment of this child? A No sir, not as no freedman, I made application for blood roll.
- Q You made application for the enrollment of Gurletha James as a Choctaw by blood? A Yes sir.
- Q When was that? A About one year ago.
- Q Where did you send that application? A I turned it over to Graaffe.
- Q Who is Graaffe? A I reckon he is a lawyer.
- Q Where is he from? A Durant I guess.
- Q Did you make application at the same time for the enrollment of yourself and wife and your other children as Choctaws by blood?
- A Yes sir.
- Q About how long before July 23, 1906, did you make application for the enrollment of Gurletha James as a Choctaw by blood?
- A It was about three months I reckon.
- Q You don't know what was done with that application?
- A No sir, I don't know.
- Q Did you understand that it was to be sent to the commissioner at Muskogee? A No sir,
- Q What did you understand was to be done with it? A They claimed it was to be worked out and give us full rights as Choctaws by blood?
- Q Well who did you understand it was to be sent to? A The commissioner at Muskogee.

Witness excused.

I, Charles Bozarth, on oath state that the above is a full, true and correct ~~summary~~ transcript of my stenographic notes as taken in said cause on said date.

Charles Bozarth

Subscribed and sworn to before me this 2nd day of January, 1907.

W. H. Angel

Notary Public.

17-24-3

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the alleged application for the enrollment of Gurlena James as a Choctaw freedman.

It appears from the record herein that on September 12, 1906, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Gurlena James as a Choctaw freedman.

On December 14, 1906, Hickman James, the father of the applicant, appeared before the Commissioner to the Five Civilized Tribes, at Atoka, Indian Territory, and gave testimony for the purpose of showing whether or not application had been made for the enrollment of said applicant as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

On said date Hickman James testified that he had made no application for the enrollment of the applicant as a freedman other than the proof of birth filed on September 12, 1906, but that he had made application for the enrollment of the applicant as a citizen by blood of the Choctaw Nation.

The records of this office show that on February 12, 1906, there was filed with the Commissioner to the Five Civilized Tribes, a petition praying for the enrollment, among others, of the applicant, as Gurlena James, as a citizen by blood of the Choctaw Nation and that on June 15, 1906, said petition was denied by the said Commissioner and on said date forwarded to the Department of the Interior.

I am of the opinion that the petition above referred to filed February 12, 1906, constitutes sufficient application for the enrollment of Gurlena James as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), and that the case should now be determined upon its merits in accordance with the opinion of the Assistant Attorney General for the Department of the Interior of November 15, 1906 (I.T.D. 22747-1906), and it is so ordered.


Commissioner.

Muskogee, Indian Territory,

January 19, 1907.

STANDARD FORM NO. 64
GSA FPMR (41 CFR) 101-11.6

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1911 Jan 10

Betty ~~Prince~~ Adeline Lynch

Witness

Jacob Butler
Nellie Carson

Subscribed and sworn to before me this 22nd day of January 1907.

Willard
Notary Public.

JAN 23 1907

199

IN RE
Application for Enrollment of
MINOR CHILD

Act of Congress Approved
April 26, 1906

M

Harletha James
Herdman
as a ~~citizen~~ of
Chocoma

Nation

Approved

190

Commissioner.

Date of Birth
Apr 20, 1904.

JAN 2 1907

Original appli-
cation received
April 26, 1906
see enclosed
decision approved.

1740338

BIRTH AFFIDAVIT.

199

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1905

IN RE APPLICATION FOR ENROLLMENT, as ^{freedom} ~~citizen~~ of the ~~Cherokee~~ Nation,
of Gurletha James, born on the 30 day of April 1904
(Here insert name of child)
Name of Father Hickman James ^{freedom} ~~citizen~~ of the Choctaw Nation.
Name of Mother Georgiana James ^{freedom} ~~citizen~~ of the Choctaw Nation.
Tribal enrollment of father Choctaw freedom Tribal enrollment of mother Choctaw freedom
Postoffice Beulah, D. T.

AFFIDAVIT OF MOTHER

UNITED STATES OF AMERICA, Indian Territory,
Central District.

I, Georgiana James, on oath state that I am 37
years of age and ^{freedom} ~~citizen~~ by Blood of the Choctaw Nation;
that I am the lawful wife of Hickman James, who is a ^{freedom} ~~citizen~~ by
Blood of the Choctaw Nation; that a female child was
born to me on 30th day of April 1904 that said child has been named
Gurletha James, and was living March 4, 1906.
Georgiana James

WITNESSES TO MARK

[Must be two
Witnesses]

Subscribed and sworn to before me this

22nd day of January 1906
W. Clemons

Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE

UNITED STATES OF AMERICA, Indian Territory,
District

I, _____, a _____, on oath state that I
attended on _____, wife of _____,
on the _____ day of _____, that there was born to her on said date a
child, that said child was living March 4, 1906, and is said to have been named _____
(Male or Female)

WITNESSES TO MARK

[Must be two
Witnesses]

Subscribed and sworn to before me this

day of

Notary Public

17-NB-388.

S.E.F.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Gurletha James as a Choctaw freedman.

D E C I S I O N.

It appears from the record herein that application was duly made for the enrollment of Gurletha James as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the records of this office that Gurletha James was born April 30, 1904; that she is the daughter of Hickman James, whose name appears opposite No. 3453 upon the final roll of Choctaw freedmen approved by the Secretary of the Interior September 26, 1903, and Georgia James, whose name appears opposite No. 4997 upon the final roll of Choctaw freedmen approved by the Secretary of the Interior July 20, 1905; and that said applicant was living March 4, 1906.

I am of the opinion that Gurletha James should be enrolled as a Choctaw freedman under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), as amended by the Act of Congress approved June 21, 1906 (34 Stats., 325), and it is so ordered.



Commissioner.

Muskogee, Indian Territory,

JAN 31 1907

17-NB-388

uskogee, Indian Territory, December 1, 1906.

William James,

Okemita, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on September 12, 1906, for the enrollment of your child Gurletha James, as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your child above named prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of

R. A. 2

presenting testimony relative to the submission of such application
within the required time.

Respectfully,

Commissioner.

1. *Adelium squar-*
 2. *undatum*, p. 155.
 3. *Gussetta* p. 156.
 4. ~~*Gussetta*~~
 5. *Gussetta* p. 156.
 6. *Gussetta* p. 156.
 7. *Gussetta* p. 156.
 8. *Gussetta* p. 156.
 9. *Gussetta* p. 156.
 10. *Gussetta* p. 156.

11. *Gussetta* p. 156.
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 26. *Gussetta* p. 156.
 27. *Gussetta* p. 156.
 28. *Gussetta* p. 156.
 29. *Gussetta* p. 156.
 30. *Gussetta* p. 156.

12/11/18

REFER IN REPLY TO THE FOLLOWING:

17-NB-398.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, January 17, 1907.

Hickman James,

Bokchito, Indian Territory.

Dear Sir:

It appears from the records of this office that in the matter of the application for the enrollment of your child, Gurletha James, that the only proof of birth for said child consists of two affidavits signed by you. You are advised that further evidence is required to make proper proof of birth for said child.

Inasmuch as the mother of the applicant is dead you must furnish the evidence of two disinterested witnesses, who will be able to testify relative to the date of birth of said child, the names of its parents and whether or not said child was living March 4, 1906.

This matter should receive your prompt attention and the affidavits requested should be furnished this office not later than January 25, 1907. Your neglect or failure to furnish the required proof may deprive your child of such rights to enrollment as a Choctaw freedman as such child may have.

Respectfully,


Commissioner.

Commissioner.

17-NB-388

Muskogee, Indian Territory, January 26, 1907.

Hickman James,

Bokchito, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavit of Georgiana James and joint affidavit of Bettie Prince and Adaline Lynch to the birth of Gurlantha James, child of Hickman and Georgie James, April 31, 1904, and the same have been filed in the matter of the enrollment of said child.

Respectfully,

Commissioner.

17-NB-388

Muskogee, Indian Territory, January 31, 1907.

Hickman James,

Bokchito, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 31, 1907, granting the application for the enrollment of Gurletha James as a Choctaw freedman.

You are hereby advised that the name of Gurletha James will be placed upon the next schedule of Choctaw freedmen, to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED *Tammie Bixby*
Commissioner.

Incl. 17-NB-388

Registered.

17-NB-388

Muskogee, Indian Territory, January 31, 1907.

Mansfield, McMurray and Cornish,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 31, 1907, granting the application for the enrollment of Gurletha James as a Choctaw freedman.

You are hereby advised that the name of Gurletha James will be placed upon the next schedule of Choctaw freedmen to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED *James R. Smith*

Commissioner.

Incl. 17-NB-388

Registered.

Choctaw M. Fr. 389

Leauder Factory

M. Fr. 389

389

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

Leauder Factory

ACT OF CONGRESS APPROVED APRIL 26, 1906

380

380

17-905
N.B. 387 17-1177.

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Leander Kestory

as a citizen of

..... Nation.

Approved..... 190...

.....
Commissioner.

✓
1 3
JUL 24 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

Freedman *Chickasaw*
IN RE APPLICATION FOR ENROLLMENT, as a citizen of the ~~Chickasaw~~ Nation,
of Leander Factory, born on the 14 day of Oct 1904.
(Here insert name of child)
Name of Father: Healy Factory, Freedman a citizen of the *Chickasaw* Nation.
Name of Mother: EVA Factory, Freedman a citizen of the *Chickasaw* Nation.
Tribal enrollment of father: *Chickasaw* Freedman, Tribal enrollment of mother: *Chickasaw* Freedman,
Postoffice Krebs, I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Central District.

I, Eva Factory, on oath state that I am 37 years of age and a citizen by *Chickasaw* Nation; that I am the lawful wife of Healy Factory, who is a ~~citizen~~ Freedman of the *Chickasaw* Nation; that a Male child was born to me on the 14 day of October 1904; that said child has been named Leander Factory, and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 23

day of July 1906.

Eva Factory
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
District.

I, *Nancy Carlone*, a *Midwife*, on oath state that I attended on *Eva Factory*, wife of *Healy Factory* on the 14 day of Oct 1904; that there was born to her on said date a Male child, that said child was living March 4, 1906, and is said to have been named *Leander Factory*.

WITNESSES TO MARK.

[Must be Two Witnesses]

Subscribed and sworn to before me this 23

day of July 1906.

Nancy Carlone
Notary Public.

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1900.

Leander Frazier

as a citizen of

Choctaw

Nation.

Approved

JAN 7 1907

190

Commissioner.

Date of Child's Birth
*October 14, 1904*BUREAU OF THE INTERIOR
COMMISSIONER OF THE CIVILIZED TRIBES

FILED

JAN 4 1907

COMMISSIONER.

original appli
*cation received**112 10 89*
July 4 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS. APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw, (Freedman,) Nation,
of Leander Factory, born on the 14 day of Oct, 1904.
(Here insert name of child) (Freedman)
Name of Father Nealy Factory, a citizen of the Choctaw, Nation
Name of Mother Eva Factory, (Freedman) a citizen of the Choctaw, Nation
Tribal enrollment of father Choctaw, Tribal enrollment of mother Choctaw,
Postoffice Krebs, I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, |

Central, District |

I, Eva Factory, on oath state that I am 37
years of age and a citizen by Freedman of the Choctaw, Nation;
that I am the lawful wife of Nealy Factory, Freedman
of the Choctaw Nation; that a Male child was
born to me on 14 day of Oct, 1904; that said child has been named
Leander, Factory, and was living March 4, 1906

Eva Factory

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 2 day of Jan, 1906.

W. J. Oglesby

Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, |

Central, District |

I, Mary Castene, a Midwife, on oath state that I
attended on Eva Factory, wife of Nealy Factory,
on the 14 day of Oct, 1904; that there was born to her on said date a Male
child, that said child was living March 4, 1906, and is said to have been named Leander Factory,

Mary Castene

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 2

W. J. Oglesby

Notary Public

17-1177

Muskogee, Indian Territory, August 4, 1906.

Nealy Factory,

Krebs, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of
Eva Factory and Mary Castone to the birth of Leander Factory,
child of Nealy and Eva Factory, October 14, 1904.

Respectfully,

Commissioner.

17 N- 389.

Muskogee, Indian Territory, December 28, 1906.

Nealy Factory,

Krebs, Indian Territory.

Dear Sir:

In the matter of the application for enrollment of your child, Leander Factory, and the affidavit to his birth you are advised that it will be necessary that you furnish this office with a new application and new affidavits for the reason that it is stated therein that you and your wife, Eva Factory, are Chickasaw freedmen. It appears from the records of this office that you and your family are enrolled as Choctaw freedmen and therefore a new application and new affidavits should be made out accordingly.

There is inclosed herewith a new blank which you are requested to have properly executed and returned to this office at an early date in order that proper disposition may be made of the application for enrollment of this child.

Respectfully,

Acting Commissioner.

B.C.

17-NB-389

Muskogee, Indian Territory, January 5, 1907.

Nealy Factory,

Krebs, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Eva Factory and Mary Castone to the birth of Leander Factory, child of Nealy and Eva Factory, October 14, 1904, and the same have been filed in the matter of the enrollment of said child.

Respectfully,

Commissioner.

Choctaw M. Fr. 390

Wesley Flack

John Henry Flack

M. Fr. 390

390

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

Wesley Flack
John Henry Flack

ACT OF CONGRESS APPROVED APRIL 26, 1906

390

STATE OF INDIANA.
COMMISSIONER OF THE CIVIL SERVICE.

Atoka, Indian Territory, January, 18, 1907.

In the matter of the application for the enrollment of John Henry Flack as a Freedman of the Choctaw Nation, under the Act of Congress approved April 26, 1906.

Harriett Wilson, being first duly sworn and examined, testifies as follows:

ON BEHALF OF THE COMMISSIONER:

- Q What is your name? A Harriett Wilson.
- Q How old are you? A I don't know how old I is.
- Q Do you know about how old you are? A I don't know, but I guess I am about fifty.
- Q Are you acquainted with a woman by the name of Eliza Flack?
- A Yes, sir.
- Q Did you ever act as mid-wife for her upon the birth of a child?
- A Yes, sir.
- Q What was the name of this child? A John Henry Flack.
- Q When was this child born? A On the 12th day of August, 1905.
- Q Is Eliza Flack any relation to you? A Yes, sir, she is my daughter.
- Q Who is the father of this child? A Henry Flack.
- Q Is Henry Flack now living? A No, sir.
- Q He is dead is he? A Yes, sir.
- Q What is the name of the father of Henry Flack? A Wesley Flack.
- Q What is his mother's name? Leah Flack.
- Q Was Henry Flack either a freedman of the Choctaw or Chickasaw Nation? A He was a Cherokee Freedman.
- Q Do you know whether he filed in the Cherokee Nation or not? A A He didn't file.
- Q Do you know whether his name was ever approved of as a Cherokee Freedman? A No, sir, I don't.
- Q Henry Flack was always considered a Cherokee Freedman was he, and made application ~~xx~~ for enrollment as such? A Yes, sir.
- Q Where is Eliza Flack now living? A At Jack Shields, on the Taper.
- Q Is Taper a town or a river? A No, sir, it is just a creek.
- Q Where is this place from Atoka? A It is about ten or fifteen miles from Atoka.
- Q Do you know where Eliza Flack gets her mail? A No, sir, she may get it at Stringtown. She used to get it at Lane.
- Q Eliza Flack is not remarried is she? A No, sir.
- Q Is she living with Jack Shields? A No, sir, she is living a distance in another house.
- Q Who is the father of Eliza Flack? A John Wilson.
- Q John Wilson is your husband is he? A Yes, sir.
- Q Is John Wilson now living? A No, sir, he is dead.
- Q When did John Wilson die? A The 26th of this last March a year ago.

(Witness excused)

I, Fay L. Blachert, upon oath, state that I reported the proceedings in the above and foregoing cause and that the same is a true and correct transcript of my stenographic notes taken therein.

Subscribed and sworn to before me this 18th day of January, 1907.

Fay L. Blachert
Richard Shanafelt
Notary Public.

4-113.350

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906

Nessey Flood

as a citizen of

Choo Loo

Nation.

Approved FEB 9 1907 190

 Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Wesley Black, born on the 18 day of Feb, 1903
(Here insert name of child)
Name of Father: Henry Black, a citizen of the Choctaw Nation.
Name of Mother: Eliya Black, a citizen of the Choctaw Nation.
Tribal enrollment of father: Friedman Tribal enrollment of mother: Friedman
Postoffice: ...

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

23 District.
I, Eliya Black, on oath state that I am Twenty
years of age and a citizen by Blood of the Choctaw Nation;
that I am the lawful wife of Henry Black, who was a citizen, by
adoption, of the Cherokee Nation; that a male child was
(Male or Female)
born to me on 18 day of Feb, 1903; that said child has been named
Wesley, and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two Witnesses] {
Subscribed and sworn to before me this 21 day of July, 1906.
W. J. ...
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

23 District.
I, Harriett Wilson, Midwife, on oath state that I
attended on Eliya Black, wife of Henry Black
on the 18 day of Feb, 1903; that there was born to her on said date a male
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named Wesley Black
Harriett Wilson
mon 11

WITNESSES TO MARK:

[Must be Two Witnesses] {
Subscribed and sworn to before me this 21 day of July, 1906.
L. L. Bond
Notary Public.

NA 390.

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906

John Henry Frack.....
as a citizen of
Choe Fred Nation.

Approved... FEB 27 1907... 190...

Commissioner.

NA 39

BIRTH AFFIDAVIT

DEPARTMENT OF THE INTERIOR.

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
 of Delia, born on the 12 day of Aug, 1905.
 (Here insert name of child)
 Name of Father: Blair, a citizen of the Choctaw Nation.
 Name of Mother: Eliza F. Black, a citizen of the Choctaw Nation.
 Tribal enrollment of father: Friedman Tribal enrollment of mother: Black
 Postoffice: Town and

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

District: 23

I, Eliza F. Black, on oath state that I am Married
 years of age and a citizen by Blair of the Choctaw Nation;
 that I am the lawful wife of Eliza F. Black who is a citizen, by
adoption, of the Sherokee Nation; that a male child was
 born to me on 12 day of Aug, 1905, that said child has been named
Delia Henry Black and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two
Witnesses]Subscribed and sworn to before me this 12 day of Aug, 1906.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

District: 23

I, Harriet Wilson, a Mid wife, on oath state that I
 attended on Eliza F. Black wife of Harriet Black
 on the 12 day of Aug, 1905; that there was born to her on said date a male
 child; that said child was living March 4, 1906, and is said to have been named Delia Henry Black.

WITNESSES TO MARK

[Must be Two
Witnesses]Subscribed and sworn to before me this 12 day of Aug, 1906.

Notary Public.

Muskogee, Indian Territory, September 24, 1906.

Henry Flock,

Lane, Indian Territory.

Dear Sir:

There have been received at this office affidavits of Eliza Flock and Harriett Wilson to the birth of Wesley Flock and John Henry Flock, children of Henry and Eliza Flock, February 18, 1904 and August 12, 1905.

You will be notified of such action as is taken relative to the affidavits to the birth of these children.

Respectfully,

Commissioner.

17 WP 390

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

Muskogee, Indian Territory, January 20, 1907.

Chief Clerk,

Choctaw-Chickasaw Enrollment Division.

Dear Madam:

Replying to your letter of January 9, 1907, R.F. 390, you are advised that an examination of the records of the Cherokee Enrollment Division fails to show that any applicant or has been made for the enrollment, under the Act of Congress approved April 26, (34 Stat., 137), of Wesley and John Henry Flack, as Cherokee freedmen.

Respectfully,

HJC



Commissioner.

17-124-280

Washburn, Indian Territory, January 11, 1907.

Henry Flack,

Lane, Indian Territory.

Dear Sir:

In the matter of the application for the enrollment of your child, Wesley Flack, as a Choctaw freedman under the Act of Congress approved April 16, 1906, as amended by the Act of June 21, 1906, you are advised that it will be necessary that you furnish this office with new affidavits to the birth of this child as those heretofore forwarded have not been properly executed.

Inasmuch as it is stated in the affidavit of the mother that you are a Cherokee freedman, you are requested to inform this office when and where application was made for your enrollment, the names of your parents, and if you have received an allotment, give your roll number as it appears upon the allotment certificate.

There is enclosed herewith a new blank which you are requested to have properly executed at once and return the same promptly so that it will reach this office prior to January 20, 1907, in order that proper disposition may be made of the application for the enrollment of this child.

Respectfully,

Commissioner.

Choc M Fr 391

Willie Harris

Granted Feb 18. 1907

M. Fr. 391

ND 891

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 22, 1900.

Winnie Harris

as a citizen of

Chae Freed Nation

Approved..... 190...

Commissioner.

17-1082

1380

See envelope in
#390.

ND 891 Recd July 25, 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Willie Harris, born on the 18 day of November, 1903.
[Here insert name of child]
Name of Father: Walter Harris, a citizen of the Choctaw Nation.
Name of Mother: Annie Harris, a citizen of the Choctaw Nation.
Tribal enrollment of father: Fredman Tribal enrollment of mother: Fredman
Postoffice: Lane

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

23 District.

I, Annie Harris, on oath state that I am Twenty six
years of age and a citizen by Birth of the Choctaw Nation;
that I am the lawful wife of Walter Harris, who is a citizen, by
adoption, of the Choctaw Nation; that a Female child was
[Male or Female]
born to me on 18th day of November, 1903; that said child has been named
Willie, and was living March 4, 1906.

Annie Harris

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 24 day of July, 1906.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

23 District.

I, Harrett Wilson, a midwife, on oath state that I
attended on Annie Harris, wife of Walter Harris,
on the 18 day of Nov, 1903; that there was born to her on said date a Female
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named Willie.

Harrett Wilson

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 24 day of July, 1906.

Notary Public.

DEPARTMENT OF THE INTERIOR.
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Stringtown, Indian Territory, February 21, 1907.

In the matter of the application for the enrollment of Willie Harris as a freedman of the Choctaw Nation, under the Act of Congress, approved April 26, 1906.

Walter Harris, being first duly sworn and examined, testifies as follows:

ON BEHALF OF THE COMMISSIONER:

- Q What is your name? A Walter Harris.
Q How old are you? A I will be twenty-three the 25th of this coming June.
Q What is your postoffice address? A Stringtown?
Q What is the name of your father? A Alex Harris.
Q What is the name of your mother? A Nicey Harris.
Q Are you married? A Yes, sir.
Q What is the name of your wife? A Annie Harris now, it was Flacks before I married her, but her maiden name was Wilson.
Q What is the name of her father? A John Wilson.
Q What is the name of her mother? A Harriett Wilson.
Q Did you procure a marriage license and certificate when you married your wife, Annie? A Yes, sir.
Q What did you do with this marriage license and certificate? A I sent it to South McAlester to Linday. He took it for the purpose of using it in the case of getting on the Choctaw Rolls.
Q Do you know where that marriage license and certificate is now? A No, sir, I don't know.
Q Are you a duly enrolled freedman of the Choctaw Nation? A Yes, sir.
Q Are you enrolled under the name of Walter Harris? A Yes, sir.
Q Is your wife a duly enrolled freedman of the Choctaw Nation? A Yes, sir.
Q Under what name is she enrolled? A Annie Flacks.
Q Have both you and your wife, Annie filled upon lands in the Choctaw or Chickasaw Nations? A Yes, sir, in the Choctaw Nation.
Q Did you have any children by your wife, Annie? A Yes, sir, one.
Q What is this child's name? A Willie Harris.
Q Is this child still living? A Yes, sir.
Q When was this child Willie born? A 18th of November, 1903.

(Witness excused)

I, Fay E. Blackert, stenographer to the Commissioner to the Five Civilized Tribes, upon oath, state that the above and foregoing is a true and correct transcript of my stenographic notes taken therein.

Fay E. Blackert

Subscribed and sworn to before me this 21st day of February, 1907.

Richard H. Haney
Notary Public.

17-1 P-391

S.E.F.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Willie Harris as a Choctaw freedman.

-: D E C I S I O N :-

It appears from the record herein that application was
duly made for the enrollment of Willie Harris as a Choctaw freed-
man within the time limited by the provisions of the Act of Con-
gress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the
records of this office that said Willie Harris was born November
18, 1903 and was living March 4, 1906, and that she is the dau-
ghter of Walter Harris whose name appears opposite No. 2188 upon
the final roll of Choctaw freedmen approved by the Secretary of
the Interior April 8, 1903, and Annie Harris whose name as Annie
Flack appears opposite No. 2239 upon the final roll of Choctaw
freedmen approved by the Secretary of the Interior April 8, 1903.

I am of the opinion that Willie Harris should be enrolled
as a Choctaw freedman under the provisions of the Act of Congress
approved April 26, 1906 (34 Stats., 137), as amended by the Act
of Congress approved June 21, 1906 (34 Stats., 325), and it is so
ordered.


Commissioner.

Muskogee, Indian Territory.

17-NB-391

COPY

Muskogee, Indian Territory, February 25, 1907.

Walter Harris,

Lane, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 18, 1907, granting the application for the enrollment of Willie Harris as a Choctaw freedman.

You are further advised that the name of Willie Harris granted in said decision has been placed upon a schedule of Choctaw freedmen to be submitted to the Secretary of the Interior for his approval. You will be notified of Departmental action thereon.

Respectfully,

SIGNED *Jame Kirby*

Commissioner.

Registered.
Incl. 17-NB-391.

17-NB-391

COPY

Muskogee, Indian Territory, February 25, 1907.

Mansfield, McMurray & Cornish,
Attorneys for the Choctaw & Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 18, 1907, granting the application for the enrollment of Willie Harris as a Choctaw freedman.

You are further advised that the name of Willie Harris granted in said decision has been placed upon a schedule of Choctaw freedmen to be submitted to the Secretary of the Interior for his approval. You will be notified of Departmental action thereon.

Respectfully,

SIGNED *Tame Bixby*

Commissioner.

Registered.
Incl. 17-NB-391.

Luskogee, Indian Territory, September 24, 1906.

Walter Harris,

Lane, Indian Territory.

Dear Sir:

There have been received at this office affidavits of Annie Harris and Harrett Wilson to the birth of Willie Harris, child of Walter and Annie Harris, November 18, 1903.

You will be notified of such action as is taken in regard to the affidavits to the birth of this child.

Respectfully,

Commissioner.

17-NP-391

Muskogee, Indian Territory, January, 16, 1907.

Walter Harris,

Lane, Indian Territory.

Dear Sir:

In the matter of the application for the enrollment of Willie Harris as a minor Choctaw freedman under the Act of Congress approved April 26, 1906, as amended by the Act of June 21, 1906, you are advised that it will be necessary that you furnish this office with evidence of your marriage to Annie Harris, the mother of this child, and the best evidence of the marriage will be the original or certified copy of your marriage license and certificate.

Inasmuch as it is stated in the affidavit of the mother that she is a citizen of the Choctaw Nation, you are requested to inform this office when and where application was made for her enrollment, the names of her parents, and if she has received an allotment of land in the Choctaw or Chickasaw Nation, give her roll number as it appears upon the allotment certificate.

You are requested to procure this evidence at once and furnish it to this office prior to January 20, 1907, in order that proper disposition may be made of the application for the enrollment

W.H. #2.

of this child.

Respectfully,

Commissioner.

This applicant
has a petition
for transfer
in the for and
Dillard Perry Case
SE. 7

Choc. M. Fr. 392

Arthur Harris

Robert Harris

M. Fr. 392

17-1076

DEPARTMENT OF THE INTERIOR
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
JUL 12 1902

 ACTING CHAIRMAN.

Marriage Certificate.



I, _____ a _____
hereby certify that on the _____ day of _____
in the year of our Lord one thousand eight hundred and ninety _____
Mr. _____ of _____
in the County of _____ and State of _____ and
M _____ of _____
in the County of _____ and State of _____
were by me united in marriage at _____ in the County of _____
and State of Missouri, according to the laws of said state.

I further certify that the marriage license was issued in the county of Jackson, State of Missouri,
on the _____ day of _____ A. D. 189 _____

NPB 392

IN RE APPLICATION FOR
ENROLLMENT OF
MINOR CHILD

Act of Congress
Approved April 26, 1906.

Arthur Harris

as a citizen of
Choctaw

Nation.

Approved

190

Commissioner.

M. M. LINDLY-- Attorney at Law,
South McAlester, I. T.

Birth Affidavit.

DEPARTMENT OF THE INTERIOR

Commissioner to the Five Civilized Tribes.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as Freedman member of the Choctaw Nation,
of Arthur Harris, born on the 19 day of April 1904
Name of Father: Alexander Harris a citizen of the Choctaw Nation.
Name of Mother: Pinkie Harris a citizen of the Choctaw Nation.
Tribal enrollment of father Choctaw Tribal enrollment of mother Choctaw
Enrollment No. of father No. 4745 Enrollment No. of mother No. 28
Postoffice Stringtown, La.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,)
District.)
I, Pinkie Harris, on oath state that I am 30
years of age and a citizen by adoption of the Choctaw Nation,
that I am the lawful wife of Alexander Harris, who is a citizen, by
adoption, of the Choctaw Nation; that a male child was
born to me on 19 day of April 1904; that said child has been named
Arthur Harris, and was living March 4, 1906.
Pinkie Harris

Witnesses to Mark:

[Must be two
Witnesses].)

Subscribed and sworn to before me this 23 day of July 1906.

Augustus Gueser
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,)
District.)
I, Georgia C. Hampton, a Choctaw, on oath state that I
attended on Pinkie Harris, wife of Alexander Harris
on the 19 day of April 1904; that there was born to her on said date a
male child; that said child was living March 4, 1906, and is said to have been
named Arthur Harris.

Witnesses to Mark.

[Must be two
Witnesses].)

Subscribed and sworn to before me this 23 day of July 1906.

Augustus Gueser
Notary Public.

NB 392

IN RE APPLICATION FOR
ENROLLMENT OF
MINOR CHILD

Act of Congress

Approved April 26, 1906.

Robert F. Harris

Choctaw as a citizen of

... Nation.

Approved

190

... Commissioner.

M. M. LINDLY - Attorney at Law,
South McAlester, I. T.

Birth Affidavit.

DEPARTMENT OF THE INTERIOR
Commissioner to the Five Civilized Tribes.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906

IN RE APPLICATION FOR ENROLLMENT, as Freedman member of the Choctaw Nation,
of Robert F Harris
Name of Father: Alexander Harris born on the 3 day of March 1906
Name of Mother: Pinkie Harris a citizen of the Choctaw Nation.
Tribal enrollment of father Choctaw Tribal enrollment of mother _____
Enrollment No. of father No. 4795 Enrollment No. of mother No. _____
Postoffice Shringtown, La.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,)
Central District.)

I, Pinkie Harris, on oath state that I am 30
years of age and a citizen by _____ of the _____ Nation,
that I am the lawful wife of Alexander Harris, who is a citizen, by
adoption, of the Choctaw Nation; that a male child was
born to me on 3 day of March 1906; that said child has been named
Robert Harris, and was living March 4, 1906.

Witnesses to Mark:

[Must be two]
Witnesses.]

Subscribed and sworn to before me this 23 day of July 1906.

Allegata Jones
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,)
Central District.)

I, Laura Thompson, a _____, on oath state that I
attended on Pinkie Harris, wife of Alexander Harris
on the 3 day of March 1906; that there was born to her on said date a
male child; that said child was living March 4, 1906, and is said to have been
named Robert Harris

Witnesses to Mark

[Must be two]
Witnesses.]

Subscribed and sworn to before me this

23 day of July 1906
Allegata Jones
Notary Public

IN RE
Application for Enrollment of
MINOR CHILD

Act of Congress Approved
April 30, 1906.

Arthur Harris
Sidman
as a citizen of

Thailand Nation.

Approved *[Signature]* 190...

[Signature]
Commissioner.

Harry Butk
Apr 19 1904

RECEIVED
DIVISION OF THE CIVILIZED TRIBES

JAN 17 1907

*Original appli-
cation received*

1113502, July 20, 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a ^{freedman} ~~person~~ of the Choctaw Nation,
of Arthur Harris, born on the 11 day of April, 1884
Name of Father Alexander Harris a ^{freedman} ~~citizen~~ of the Choctaw Nation.
Name of Mother Pinkie Harris a citizen of the U. S. Nation
Tribal enrollment of father . . . Tribal enrollment of mother . . .
Postoffice Abington A. I.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,)
District.)

I, . . . on oath state that I am . . .
years of age and a citizen by . . . of the . . . Nation;
that I am the lawful wife of . . . , who is a citizen, by
of the . . . Nation; that a . . . child was
born to me on . . . day of . . . ; that said child has been named
and was living March 4, 1906

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this, . . . day of . . . 1906.

Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,)
District.)

I, Georgia C. Hampton, a midwife, on oath state that I
attended on Pinkie Harris wife of Alexander Harris
on the 11 day of April, 1884; that there was born to her on said date a . . . child
that said child was living March 4, 1906, and is said to have been named Arthur Harris

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this

day of January, 1907

Notary Public

100-13172

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 28, 1906.

Robert Harris

Harris
as a citizen of

Chicago Nation.

Approved *JAN 21 1907* 190...

[Signature]
Commissioner.

Date of renewal
Mar 3. 1906

DEPT. OF THE INTERIOR
COMMISSIONER OF THE BUREAU OF INDIAN AFFAIRS

13
JAN 17 1907

One account of appli
cation received

July 23, 1906

17145892

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a ^{Friedman} ~~son~~ of the Choctaw Nation,
of Robert Harris, born on the 3rd day of March, 1906
(Here insert name of child)
Name of Father: Alexander Harris ^{Friedman} ~~son~~ of the Choctaw Nation
Name of Mother: Pinkie Harris a citizen of the U. S. Nation
Tribal enrollment of father. Tribal enrollment of mother
Postoffice Stringtown, S. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, |

District. |

I, _____, on oath state that I am _____
years of age and a citizen by _____ of the _____ Nation;
that I am the lawful wife of _____, who is a citizen, by
_____ of the _____ Nation; that a _____ child was
(Male or Female)
born to me on _____ day of _____; that said child has been named _____
and was living March 4, 1906

WITNESSES TO MARK.

[Must be Two
Witnesses]

Subscribed and sworn to before me this _____ day of _____, 1906.

Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, |

District. |

I, Laura Thompson, a midwife, on oath state that I
attended on Pinkie Harris, wife of Alexander Harris
on the 3rd day of March, 1906; that there was born to her on said date a male
(Male or Female)
child, that said child was living March 4, 1906, and is said to have been named Robert Harris

WITNESSES TO MARK

[Must be Two
Witnesses]

Subscribed and sworn to before me this

16th

day of

January, 1907

Richard S. Hanaford

Notary Public

IN RE
Application for Enrollment of
MINOR CHILD

Act of Congress Approved
April 20, 1900.

.....
as a citizen of

..... Nation.

Approved..... 190.....

.....
Commissioner.

DEPARTMENT OF THE INTERIOR
Commissioner to the Five Civilized Tribes

RECEIVED

JAN 30 1907


Commissioner

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN THE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Arthur Harris, born on the 19 day of April 1904
Name of Father: Alley Harris a citizen of the Choctaw Nation
Name of Mother: Indie Harris a citizen of the U. S. Nation
Tribal enrollment of father: Tribal enrollment of mother:
Postoffice: Strongtown, Miss.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Central Judicial District.
Indie Harris on oath state that I am 30
years of age and a citizen of the United States Nation;
that I am the lawful wife of Alley Harris who is a citizen, by
Adoption of the Choctaw Nation; that a Male child was
born to me on 19 day of April 1904; that said child has been named
Arthur Harris and was living March 4, 1906
Indie Harris

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this

day of

1906

Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Central Judicial District.
Georgia Ann Hampden a Midwife on oath state that I
attended on Indie Harris wife of Alley Harris
on the 19 day of April 1904; that there was born to her on said date a Male
child, that said child was living March 4, 1906, and is said to have been named
Arthur Harris
Georgia Ann Hampden

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this

day of

1906

Notary Public

IN RE
Application for Enrollment of
MINOR CHILD

Act of Congress Approved
April 20, 1906.

.....
as a citizen of

..... Nation.

Approved..... 190.....

.....
Commissioner.

Comm

JAN 30 1907

Comm

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
 of Robert Harris, born on the 3^d day of March, 1906
 Name of Father: Alex Harris, a citizen of the Choctaw Nation.
 Name of Mother: Piepie Harris, a citizen of the U. S. Nation.
 Tribal enrollment of father: _____ Tribal enrollment of mother: _____
 Postoffice: Stringtown, IT

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Choctaw District.
Piepie Harris, on oath state that I am 38
 years of age and a citizen by _____ of the United States Nation;
 that I am the lawful wife of Alex Harris, who is a citizen, by
Adoption of the Choctaw Nation; that a Male child was
 born to me on 3^d day of March, 1906; that said child has been named
Robert Harris, and was living March 4, 1906
Piepie Harris

WITNESSES TO MARK:

[Must be Two
Witnesses]Subscribed and sworn to before me this 29th day of June, 1906.

D. J. Kennedy
 Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Choctaw District.
Laura Thompson, a Midwife, on oath state that I
 attended on Piepie Harris, wife of Alex Harris,
 on the 3^d day of March, 1906; that there was born to her on said date a Male
 child, that said child was living March 4, 1906, and is said to have been named Robert Harris
Laura Thompson

WITNESSES TO MARK:

[Must be Two
Witnesses]Subscribed and sworn to before me this 29th day of June, 1906.

D. J. Kennedy
 Notary Public

17 NB 392.

Wuskogee, Indian Territory, December 29, 1906.

Alexander Harris,

Stringtown, Indian Territory.

Dear Sir:

In the matter of the applications for enrollment of your children, Arthur and Robert Harris, as minor Choctaw freedmen under the Act of Congress approved April 26, 1906, as amended by the Act of June 21, 1906, you are advised that it will be necessary that you furnish new affidavits to the birth of these children as those heretofore forwarded have not been properly executed. In each application the affidavit of the person who was in attendance on the mother at the birth of these children fails to state whether or not that person acted in the capacity of midwife and this should be set out in the affidavit for if there was no physician or midwife in attendance it will be necessary that you furnish this office with the affidavits of two disinterested persons who know on what dates these children were born, the names of their parents and whether or not they were living March 4, 1906.

There are inclosed herewith new blanks which you are requested to have properly executed and returned to this office

A.H. 2.

at an early date in order that proper disposition may be made of the applications for enrollment of these children.

Respectfully,

Commissioner.

2B.C.

17-NE-392

Muskegee, Indian Territory, February 2, 1907.

Alex Harris,

Stringtown, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Pinkie Harris and Mrs. Laura Thompson to the birth of Robert Harris, child of Alex and Pinkie Harris, March 3, 1906; also affidavits of Pinkie Harris and Georgia Ann Hampden to the birth of Arthur Harris, child of Alex and Pinkie Harris, April 19, 1904.

You are advised that the names of Arthur and Robert Harris have been placed upon a schedule of minor Choctaw freedmen which has been forwarded to the Secretary of the Interior. You will be notified when their enrollment is approved by the Department.

Respectfully,

Commissioner.

P. M. IN 5 DAYS RETURN /
The Diamond City Investment Co.



So. McALESTER, I. T.
E. CHOCTAW AVE.
OPP. ICE PLANT

P. O. # 643

INCORPORATED.
CAPITAL STOCK \$75,000.
PHONE 512.



*Rev. Louis Bisby,
Commissioner, Five Civilized Tribes
Muskogee,*

AG

*Rev. L. C. ...
Helen ...
...
Arthur Hanes
Robert Hanes
... P. O. ...*

Choc. M. Fr. 393

James E. Mahardy

M. Fr. 393

393

MINOR ENROLLMENT
CHOCTAW FREEDMAN

James E. Mahardy

Decline to receive Feb 14 1907

Action Approved by Secretary of Interior
Mar 2 1907

Notice of Departmental Action Forwarded
Attorneys for Choctaw And Chickasaw
Nations Apr 4 1907

Notice of Departmental Action Mailed
Applicant. Apr 4 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

393

N.B. # 393

J. J. ~~XXXX~~ " " day

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 28, 1906.

James E. Maharoy.....

as a citizen of

Choctaw Freeman Nation.

Approved. 190...

Commissioner.

(Stamped)
Department of the Interior
Received
Jul 30 1906
Enc No 26 of No. 9381
Indian Territory Division.

N.B. 393
Received Aug 8 1906.

17-281

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of James E. Maharay, born on the 2 day of August, 1903.
(Here insert name of child)
Name of Father: George Maharay, a citizen of the Choctaw Nation
Name of Mother: Callie Maharay, a citizen of the Nation
Tribal enrollment of father: Choc-Freed Tribal enrollment of mother:
Postoffice: Boss 1. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Central District.

I, Callie Maharay, on oath state that I am 28
years of age and a citizen by of the Nation;
that I am the lawful wife of George Maharay, who is a citizen, by
Adoption of the Choctaw Nation; that a Male child was
born to me on 2 day of August, 1903; that said child has been named
James E. Maharay, and was living March 4, 1906

Callie Maharay

WITNESSES TO MARK:

P. Davis

[Must be Two
Witnesses]

Subscribed and sworn to before me this 21 day of July, 1906.

(SEAL)

P. Davis

Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Central District.

I, Celia Thompson, a Mid-wife, on oath state that I
attended on Callie Maharay, wife of George Maharay,
on the 2 day of August, 1903; that there was born to her on said date a Male
child, that said child was living March 4, 1906, and is said to have been named James E. Maharay.

her
Celia X Thompson.

WITNESSES TO MARK:

P. Davis

[Must be Two
Witnesses]

Lemon McGuire

Subscribed and sworn to before me this 21 day of July, 1906.

(SEAL)

P. Davis.

Notary Public

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES,
CHOCTAW LAND OFFICE.

-- :o: --

ATOKA, INDIAN TERRITORY, DECEMBER 21, 1906.

-- :o: --

IN THE MATTER of the application for the enrollment
of James E. Mahardy as a Choctaw freedman.

-----oOo-----

GEORGE MAHARDY, being first duly sworn, testified as
follows:

By the Commissioner:

- Q What is your name ? A George Mahardy.
Q What is your age ? A 31.
Q What is your post office address ? A Boss, I. T.
Q Do you appear here to-day for the purpose of giving additional
testimony in the matter of the application for the enrollment
of your minor child, James E. Mahardy, as a Choctaw freedman ?
A Yes sir.
Q Are you the father of James E. Mahardy ? A Yes sir.
Q What is the name of your father ? A Armstead Mahardy.
Q What was the name of his owner ? A Jones, I believe.
Q What was the name of your mother ? A Celia Thompson.
Q Do you know the name of her owner ? A Jones, too, I believe.
Q Have you a child you have heretofore filed for ? A Yes sir.
Q What is the name of that child ? A Thelmer Mahardy.
Q Is this child, James E. Mahardy, living ? A Yes sir.

The name of George Mahardy appears opposite No.
4132 upon the approved roll of Choctaw freedmen, and on
Choctaw freedmen field card No. 1281 at No. 1 thereon.

- Q What is the name of the mother of James E. Mahardy ? A Callie
Mahardy.
Q Is she a non-citizen ? A Yes sir.
Q Is she the mother of Thelmer L. Mahardy ? A Yes sir.
Q You have already selected an allotment for Thelmer ? A Yes sir.
Q Have you heretofore filed with the Commissioner evidence of
your marriage with Callie Mahardy ? A Yes sir.
Q There was received by the Department of the Interior, Indian
Territory Division, at Washington, D. C., on July 30, 1906,
an application for the enrollment of James E. Mahardy as a
Choctaw freedman, and the affidavits of Callie Mahardy, the
mother of said James E. Mahardy, and Celia Thompson, the mid-
wife who was in attendance on the date of the birth of said child,
which affidavits were executed on July 21, 1906, before P. Davis,
a notary public. It also appears that this application and
said affidavits were received by the Commissioner to the Five

- Civilized Tribes on August 8, 1906: were you present when these affidavits were signed and executed ? A Yes sir.
- Q Where were they executed ? A At Idabel.
- Q Before whom were they signed and executed ? A Turner, Wiggins and a notary with them, P. Davis.
- Q What did you do with the application and the affidavits ? A I turned them over to him; he taken them to forward them to the Commissioner.
- Q Did the notary advise you that he would send them at once to the Commissioner ? A Yes sir.
- Q Is this all you know about this application and these affidavits ? A Nothing more than the notice that I got. And I got a notice from Wiggins, the attorney, that was with him that he had sent in the affidavits.
- Q Did you ever make any other application for the enrollment of James L. Mahardy ? A Yes sir.
- Q Where ? A At Shawnetown store.
- Q When ? A It was in December, 1905.
- Q Did you have your wife and mid-wife there at that time ? A Yes sir.
- Q Did they execute affidavits ? A The mid-wife is a different one; we only got a witness at that time. My mother was the mid-wife of the child, but she was not present then and I had a witness name put on the first application.
- Q What did you do with that application ? A Morris taken it, Fletcher Morris. I don't know whether he ever sent it in or not - he didn't say.

(Witness excused)

Wm. L. Martin, stenographer to the Commissioner to the five civilized Tribes, on oath states that he recorded the testimony in this cause, and that the above and foregoing is a full, true and correct transcript of his stenographic notes thereof.

Wm. L. Martin

Subscribed and sworn to before me this the 23 day of December, 1906.

W. H. Angell
Notary Public

17-NB-393.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the alleged application for the enrollment of James E. Mahardy as a Choctaw freedman.

It appears from the record herein that on August 8, 1906, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of James E. Mahardy as a Choctaw freedman.

On December 21, 1906, George Mahardy, the father of the applicant, appeared before the Commissioner to the Five Civilized Tribes, at Atoka, Indian Territory and gave testimony for the purpose of showing whether or not application had been made for the enrollment of said applicant as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

On said date George Mahardy testified that the affidavits filed with the Commissioner to the Five Civilized Tribes August 8, 1906, in support of the application for the enrollment of the applicant as a Choctaw freedman, were signed and executed at Idabel, Indian Territory, before P. Davis, who advised the witness that he would send them at once to the Commissioner; that sometime in December 1906, he executed proof of birth for said child at Shawneetown, Indian Territory and left it with Fletcher Morris, but the witness does not know whether Morris ever forwarded the same to the Commissioner.

It further appears from the record herein that the affidavits of Callie Mahardy, the mother of the applicant and Celia Thompson, the midwife, who attended her at the birth of the applicant, were executed on July 21, 1906, before P. Davis, a Notary Public; that the same were received by the Department of the Interior July 30, 1906 and were received at this office August 8, 1906, by reference from the Department.

It does not appear from the records of this office that any application of any nature whatsoever was received at this office for the enrollment of the applicant as a Choctaw freedman prior to the proof of birth received August 8, 1906.

I am of the opinion that the evidence fails to establish that any application was made for the enrollment of James E.

-2-

Mahardy as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), and that, therefore, I am without authority to receive or consider or make any record of any application for his enrollment as such, and that I should decline to receive or consider the same, and it is so ordered.



Commissioner.

Muskogee, Indian Territory,
FEB 14 1907.

17-NB-393.

COPY

Muskogee, Indian Territory, February 14, 1907.

George Mahardy,

Boss, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 14, 1907, declining to receive or consider the application for the enrollment of James E. Mahardy as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Tame Bixby

Commissioner.

Registered.

Incl. 17-NB-393.

Incl. 17-NB-393.

Commissioner.

17-NB-393.

COPY
Muskegee, Indian Territory, February 14, 1907.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 14, 1907, declining to receive or consider the application for the enrollment of James E. Mahardy as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

James Bixby

Commissioner.

Incl. 17-NB-393.

COPY

Muskogee, Indian Territory, February 14, 1907.

The Honorable,

The Secretary of the Interior:

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of James E. Mahardy as a Choctaw freedman, including the decision of the Commissioner to the Five Civilized Tribes, dated February 14, 1907, declining to receive said application.

Respectfully,

SIGNED *James Bixby*
Commissioner.

2 Incl.

Through the
Commissioner of Indian Affairs.

J.P.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

S.P.

D.C. 12432-1907.
I.T.D. 2752, 3440, 5686, 5688, 5690-1907.
5692, 5696, 5704, 5708, 5710- "
5776, 5782, 5784, 5786, 5800- "
5802, 5804, 5820, 5824, 5842- "
5848, 5854, 5886, 5888, 5890- "
5918, 5920, 5944, 5958, 5962- "
5964, 5968- "

March 2, 1907,

LRS

DIRECT.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of Case.

Date of your
letter of transmittal.

John W. Betts, et al		June 19, 1906,
Rachel Dyer,		December 20, 1906,
Mary E. Price,	(intermarriage)	February 14, 1907,
Ella Horn, et al.	(freedmen)	February 14, 1907,
James E. Mahardy	(freedman)	February 14, 1907,
Andy Cotton	(freedman)	February 14, 1907,
Oscar L. Stone,	(intermarriage)	February 14, 1907,
Archie Newton, et al.	(freedman)	February 14, 1907,
Charlotta McCurtain	(intermarriage)	February 14, 1907,
Cleotis Phillips		February 14, 1907,
Rasaphelt Butler,	(freedman)	February 11, 1907,
Lewis Bird Springs	(freedman)	February 7, 1907,
Rutha Green,	(freedman)	February 11, 1907.

Title of case.	Date of year letter of transmittal.
Sam Stewart (freedman)	February 11, 1907.
Jane Freeman et al., (freedman)	January 26, 1907.
Myrae Dangerfield, et al., (freedmen)	January 26, 1907.
Linder Harlan (freedman)	February 13, 1907.
Frieda Lucas, et al., (Miss. Choc.)	February 12, 1907.
Inez Crunk, et al., (Miss. Choc.)	February 12, 1907.
Maggie Cotton (freedman)	February 8, 1907.
William F. Cook (Miss. Choc.)	February 11, 1907.
Wavery Columbus Hunter, et al. (Miss. Choc.)	February 12, 1907.
Augustus Anderson (freedman)	February 13, 1907.
Albert Pulsom, et al. (freedman)	February 13, 1907.
David Dyer	February 13, 1907.
Martha J. Moore, et al.	December 22, 1906.
Bill Daniels, et al. (freedmen)	February 14, 1907.
Melvina King, et al.	January 29, 1907.
Levi Cornish, et al. (Miss. Choc.)	February 12, 1907.
John Roberts	January 25, 1907.
Joe P. Hunter (Miss. Choc.)	February 12, 1907.
Florence L. Roberts (Miss. Choc.)	February 12, 1907.

A copy hereof and the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse E. Wilson,

Assistant Secretary.

32 inc. and
64 to Ind. Of.

A. W. No.
1-2-07.

946/414

-Copy-

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,

Land.
16283-1907

WASHINGTON.

February 27, 1907.

The Honorable,
The Secretary of the Interior.

Sir:

There is enclosed a report from Commissioner Bixby, dated February 14, 1907, transmitting the record relative to the application of James E. Mahardy for enrollment as a Choctaw freedman including the decision of the Commissioner, dated February 14, 1907, adverse to the applicant.

The decision has been examined and found to be correct and the same is recommended for approval.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

H.R.D.-WL

Mustang, Indian Territory, April 1, 1907.

George Mahardy,

Boon, Indian Territory.

Dear Sir:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 14, 1907, declining to receive or consider the application for the enrollment of James E. Mahardy as a Choctaw freedman.

Respectfully,

J. H. P. S.
Acting Commissioner.

Yukon, Indian Territory, April 4, 1907.

Mansfield, McFurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 14, 1907, declining to receive or consider the application for the enrollment of James B. Mahardy as a Choctaw freedman.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

17-1281

Muskogee, Indian Territory, September 5, 1906.

J. E. Mahardy,

Dooss, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter without date asking if application has been received for the enrollment of your minor child James E. Mahardy.

In repl to your letter you are advised that if you will state when and by whom the application referred to was forwarded this office, stating the age and the name of your child, the matter of our inquiry will receive further consideration.

Respectfully,

Acting Commissioner.

17-1001

Muskogee, Indian Territory, October 29, 1906.

George Mahardy,

Muskogee, Indian Territory.

Dear Sir:

Referring to your letter of September 10, 1906, relative to the enrollment of your minor child James E. Mahardy, you are advised that the affidavits to the birth of this child have been received at this office.

You are informed that the question of whether or not children of Choctaw and Chickasaw freedmen are entitled to enrollment is now pending before the Department. You will be notified of such action as is taken in regard to the affidavits to the birth of this child.

Respectfully,

Commissioner.

17-1281

Muskogee, Indian Territory, December 1, 1906.

George Mahardy, *head*
Lawsonetown, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on August 8, 1906, for the enrollment of your child James F. Mahardy as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It was recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided an application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your children above named prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of present-

U. B. #2

senting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

Muskogee, Indian Territory, January 30, 1907.

George W. Mahardy,
2035, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter without
date asking what provision has been made for the enrollment of your
child James E. Mahardy.

In reply to your letter you are advised that no decision
has yet been reached in the matter of the application for the en-
rollment of your child James E. Mahardy as a minor Choctaw freed-
man, but as soon as a decision is reached therein you will be noti-
fied of the action taken.

The matter of the lands referred to in your letter will
be made the subject of a separate communication.

Respectfully,


Commissioner.

17-NE-393

Muskogee, Indian Territory, March 18, 1907.

George Mahardy,

Boss, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of February 24, 1907, inclosing joint petition of George Mahardy, Cally Mahardy and Celia Thompson praying that a favorable decision be rendered in the matter of the application for the enrollment of James E. Mahardy as a Choctaw freedman under the Act of Congress approved April 26, 1906.

You are advised that on February 14, 1907, the Commissioner to the Five Civilized Tribes rendered a decision declining to receive the application for the enrollment of James E. Mahardy as a minor Choctaw freedman.

Respectfully,

Commissioner.

Choc. M. Fr. 394

Wilson Gary

Golatha Gary

M. Fr. 394

NB 392

IN RE APPLICATION FOR
ENROLLMENT OF

MINOR CHILD

Act of Congress

Approved April 26, 1906.

Wilson Gary

as a citizen of

Choctaw

Nation.

Approved

190

Commissioner.

M. M. LINDLY Attorney at Law,
South McAlester, I. T.

*See envelope in
#392*

NH. 367.

Birth Affidavit.

DEPARTMENT OF THE INTERIOR
Commissioner to the Five Civilized Tribes.
ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906

IN RE APPLICATION FOR ENROLLMENT, as Freedman member of the Choctaw Nation
of Wilson's Gary born on the 10 day of January, 1904
Name of Father Jesse Gary a citizen of the Choctaw Nation
Name of Mother Mattie Gary a citizen of the Choctaw Nation
Tribal enrollment of father Choctaw Tribal enrollment of mother Choctaw
Enrollment No. of father No. _____ Enrollment No. of mother No. 4291
Postoffice Atoka, Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,)
Central District.)
I, Mattie Gary, on oath state that I am 30
years of age and a citizen by adoption of the Choctaw Nation
that I am the lawful wife of Jesse Gary, who is a citizen by
adoption of the Choctaw Nation; that a male child was
(Male or Female)
born to me on 10 day of January, 1904; that said child has been named
Wilson Gary, and was living March 4, 1906.
Mattie Gary

Witnesses to Mark:
[Must be two]
Witnesses].)

Subscribed and sworn to before me this 21 day of July, 1906.
Margaret B. B.
Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE

UNITED STATES OF AMERICA, Indian Territory,)
Central District.)
I, Georgia Moore, a Citizen, on oath state that I
attended on Mattie Gary, wife of Jesse Gary
on the 10 day of January, 1904; that there was born to her on said date a
male child; that said child was living March 4, 1906, and is said to have been
(Male or Female)
named Wilson Gary.
Georgia Moore

Witnesses to Mark:
[Must be two]
Witnesses].)

Subscribed and sworn to before me this 21 day of July, 1906.
Margaret B. B.
Notary Public

✓

ON THE
Application for Extension of

WINDS CHILD

of the County of
Columbia, D.C.

Winds Child
[Signature]

Charles

See Journal
July 10, 1906

See 7, 1907

See Journal
July 20, 1906

DEPARTMENT OF THE INTERIOR.

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

KNOW ALL MEN BY THESE PRESENTS, THAT WHEREAS, ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN WITNESS WHEREOF, I, the Commissioner, do hereby certify that the following is a true and correct copy of the original as the same appears in the files of the Department of the Interior.

Name of Child: *Nelson Gary*
 Date of Birth: *10* day of *January*, *1904*
 Name of Father: *Frederick Gary*
 Name of Mother: *Mattie Gary*
 Tribal enrollment of father: *4763*
 Tribal enrollment of mother: *4291*
 Place of Birth: *Oklahoma, S. S.*

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory.

Central District
 I, *Mattie Gary*, do hereby depose and swear that I am the lawful wife of *Frederick Gary* of the *Choctaw* Nation; that a *male* child was born to me on the *10th* day of *January*, *1904*; that said child has been named *Nelson Gary* and was living March 4, 1906.

WITNESSES TO SIGN

(Not to be filled in)

Subscribed and sworn to before me this

3rd

day of *January*, *1907*

W. H. Angell

Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory.

Central District
 I, *Georgia Moore*, do hereby depose and swear that I attended on *Mattie Gary* on the *10th* day of *January*, *1904*; that there was born to her on said date a *male* child, that said child was living March 4, 1906, and is said to have been named *Nelson Gary*.

WITNESSES TO SIGN

(Not to be filled in)

Subscribed and sworn to before me this

3rd

day of *January*, *1907*

W. H. Angell

Notary Public

NA 391

IN RE APPLICATION FOR
ENROLLMENT OF

MINOR CHILD

Act of Congress

Approved April 26, 1906.

Loletta Gary

as a citizen of

Choctaw

Nation.

CHOC

Approved

190

Commissioner.

M. M. LINDLY - Attorney at Law,
South McAlester, I. T.

sub envelope
W 392

July 25, 1906

NA 391

Birth Affidavit.

DEPARTMENT OF THE INTERIOR
Commissioner to the Five Civilized Tribes.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as Freedman member of the Choctaw Nation,
of Golatha Gary, born on the 26 day of January, 1906
Name of Father: Jesse Gary a citizen of the Choctaw Nation.
Name of Mother: Mattie Gary a citizen of the Choctaw Nation.
Tribal enrollment of father Choctaw Tribal enrollment of mother Choctaw
Enrollment No. of father No. _____ Enrollment No. of mother No. 4291
Postoffice _____

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }
I, Mattie Gary, on oath state that I am 30
years of age and a citizen by adoption of the Choctaw Nation,
that I am the lawful wife of Jesse Gary, who is a citizen, by
adoption, of the Choctaw Nation; that a female child was
born to me on 26 day of January, 1906; that said child has been named
Golatha Gary, and was living March 4, 1906.
Mattie Gary.

Witnesses to Mark:

[Must be two]
Witnesses].

Subscribed and sworn to before me this 21 day of July, 1906.

H. Augustus G. Jones
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }
I, Georgia Moore, a citizen, on oath state that I
attended on Mattie Gary, wife of Jesse Gary
on the 26 day of January, 1906, that there was born to her on said date a
female child; that said child was living March 4, 1906, and is said to have been
named Golatha Gary.

Witnesses to Mark:

[Must be two]
Witnesses].

Subscribed and sworn to before me this 21 day of July, 1906.

H. Augustus G. Jones
Notary Public

E 4-22-01
E 4-22-01

✓

190

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 30, 1906.

Rebecca Gary
Friedman
as a citizen of

Choctaw

Nation.

Approved..... JAN 20 1907 190

[Signature]
Commissioner.

John J. Birch
Jan 26 1906

DEPARTMENT OF THE INTERIOR,
COMM CIVILIZED TRIBES

RECORDED
Jan 7 1907
[Signature]

original appli-
17 MB394 after received
July 25 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS. APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a ^{Friedman} citizen of the Choctaw Nation,
of Solatha Gary, born on the 26th day of January, 1906.
(Here insert name of child)
Name of Father: Jesse Gary ^{Friedman} a citizen of the Choctaw Nation.
Name of Mother: Mattie Gary ^{Friedman} a citizen of the Choctaw Nation.
Tribal enrollment of father: 4783 Tribal enrollment of mother: 4291.
Postoffice: Atoka, I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Central

District.

I, Mattie Gary ^{Friedman}, on oath state that I am 30
years of age and a citizen by birth of the Choctaw Nation;
that I am the lawful wife of Jesse Gary ^{Friedman}, who is a citizen, by
of the Choctaw Nation; that a female child was
(Male or Female)
born to me on 26th day of January, 1906; that said child has been named
Solatha Gary and was living March 4, 1906.

Mattie Gary

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this

3rd

day of January, 1906

W. H. Angell

Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Central

District.

I, Georgia Moore, a midwife, on oath state that I
attended on Mattie Gary, wife of Jesse Gary,
on the 26th day of January, 1906; that there was born to her on said date a female
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named Solatha Gary.

Georgia Moore

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this

3rd

day of January, 1906

W. H. Angell

Notary Public

Muskogee, Indian Territory, September 25, 1906.

H. Augustus Guess,

South McAlester, Indian Territory.

Dear Sir:-

Receipt is hereby acknowledged of your letter of July 26, 1906, enclosing affidavits of Pinkie Harris and Georgia A. Hampton to the birth of Arthur Harris, child of Alexander and Pinkie Harris, April 19, 1904; also affidavits of Pinkie Harris and Laura Thompson to the birth of Robert Harris, child of Alexander and Pinkie Harris, March 3, 1906; also affidavits of Mattie Gary and Georgia Moore to the birth of Wilson Gary and Golatha Gary, children of Jesse and Mattie Gary, January 10, 1904 and January 26, 1906, respectively; also affidavits of Emma Jo Jones and Mary Colbert to the birth of Elzora Jones, child of John and Emma Jones, April 26, 1904; also affidavits of Bernice Hughes and Ellen Walker to the birth of Essie Hughes, child of Sonnie and Bernice Hughes, December 9, 1903; also affidavits of Alice Phelps Perry and Mattie Woods to the birth of Artvie R. Perry, child of Jeff and Alice Phelps Perry, May 29, 1903.

You will be notified of the action taken upon these affidavits.

Respectfully,

Commissioner.

REFER IN ANSWER TO THE FOLLOWING:

17 NB 394.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, December 26, 1906.

Jess Gary,

Atoka, Indian Territory.

Dear Sir:

In the matter of the applications for enrollment of your children, Wilson and Golatha Gary, as minor Choctaw freedmen under the Act of Congress approved April 26, 1906, as amended by the Act of June 21, 1906, you are advised that it will be necessary that you furnish new affidavits to the birth of these children as those heretofore forwarded are defective. The affidavit of the attending midwife, Georgia Moore, fails to state whether or not she attended on the mother at the birth of these children in the capacity of midwife and this should be set out for if there was no physician or midwife in attendance it will be necessary that you furnish the affidavits of two disinterested persons who know on what dates these children were born, the names of their parents and whether or not they were living March 4, 1906.

There are inclosed herewith new blanks which you are requested to have properly executed and returned to this office at

J.G. 2.

an early date in order that proper disposition may be made of the applications for enrollment of these children.

Respectfully,

W. O. Beall

Acting Commissioner.

2 B.C.

Choc. M. Fr. 395

Cye Richardson, Jr.

M. Fr. 395

395

MINOR ENROLLMENT
CHOCTAW FREEDMAN

Cye Richardson Jr.

Decline to receive Feb 14 1907

Action Approved By Secretary of Interior
Mar 2 1907

Notice of Departmental Action Forwarded
Attorneys For Choctaw And Chickasaw
Nations. Apr 8 1907

Notice of Departmental Action Mailed
Applicant Apr 2 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

395

N P #395

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 20, 1900.

.....Gye Richardson.....

as a citizen of

.....Choctaw Freedmen Nation.

Approved..... 190...

.....
Commissioner.

15 July 1906

DEPARTMENT OF THE INTERIOR
Received Jul 30 1906
Enc No. 15 of No 9381
Indian Territory Division

N. P. 395

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS. APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Cye Richardson, born on the 24 day of February 1905.
(Here insert name of child)
Name of Father: Cye Richardson a citizen of the Choctaw Nation
Name of Mother: Rhoadie Richardson a citizen of the ----- Nation.
Tribal enrollment of father: Choc-Freed Tribal enrollment of mother: ----
Postoffice: Idabel, I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Central District.

I, Rhoadie Richardson, on oath state that I am 22 years of age and a citizen by ----- of the ----- Nation; that I am the lawful wife of Cye Richardson (deceased) who is a citizen, by adoption of the Choctaw Nation; that a male child was born to me on 24 day of February 1905; that said child has been named Cye Richardson, and was living March 4, 1906.
her
Rhoadie X Richardson
mark

WITNESSES TO MARK:

[Must be Two Witnesses] P. Davis
James B. Mc Guise

Subscribed and sworn to before me this 21 day of July 1906.

(SEAL)

P. Davis

Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Central District.

I, Agnes Thompson, a midwife, on oath state that I attended on Rhoadie Richardson, wife of Cye Richardson, on the 24 day of February 1905; that there was born to her on said date a male child, that said child was living March 4, 1906, and is said to have been named Cye Richardson.
her
Agnes X Thompson
mark

WITNESSES TO MARK:

[Must be Two Witnesses] P. Davis
Randal Henry

Subscribed and sworn to before me this 21 day of July 1906

(SEAL)

P. Davis

Notary Public

Muskogee, Indian Territory, December 1, 1906.

Rhoadie Richardson,

Idabel, Indian Territory.

Dear Madam:

It appears from the records of the Commissioner that an application was received at this office on August 8, 1906, for the enrollment of your child Cye Richardson as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your child above named prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner

17-NR-395.

W A R

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

In the matter of the alleged application for the enrollment of Cye Richardson (Jr.) as a Choctaw freedman.

DECISION

It appears from the record herein that on August 8, 1906, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Cye Richardson (Jr.) as a Choctaw freedman, by reference from the Department .

It does not appear from the records of this office that any application of any nature whatsoever had been received for the enrollment of the applicant prior to July 26, 1906.

On December 1, 1906, Rhoadie Richardson was notified that if it was claimed that an application had been made for the enrollment of the applicant as a Choctaw freedman prior to July 26, 1906, she should appear at the Choctaw Land Office at Atoka, Indian Territory, before January 1, 1907, and give testimony relative to the submission of said application within the time limited by the provisions of the Act of Congress approved April 26, 1906, (34 Stats., 137).

No evidence was offered in support of said application.

I am of the opinion that inasmuch as no application was made for the enrollment of Cye Richardson (Jr.) as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906, (34 Stats., 137), I am therefore, without authority to receive or consider or make any record of any application for his enrollment as such; that I should decline to receive the same and it is so ordered.



Commissioner.

Muskogee, Indian Territory.

B 14 1907

17-NB-396.

COPY

Muskogee, Indian Territory, February 14, 1907.

Cye Richardson,

Idabel, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 14, 1907, declining to receive the application for the enrollment of Cye Richardson (Jr.) as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Jamc Dixby*
Commissioner.

Registered
Incl. 17-NB-396.

17-NB-395.

COPY

Muskogee, Indian Territory, February 14, 1907.

Mansfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 14, 1907, declining to receive the application for the enrollment of Cye Richardson (Jr.) as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *James Lacey*

Commissioner.

Incl. 17-NB-395.

COPY

Muskogee, Indian Territory, February 14, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Cye Richardson (Jr.) as a Choctaw freedman, including the decision of the Commissioner to the Five Civilized Tribes, dated February 14, 1907, declining to receive said application.

Respectfully,

SIGNED *Tamc Dixby*

Commissioner.

2 Incl. 17-NB-396.

Through the
Commissioner of Indian Affairs.

D.C.12634.
L.R.S.

J.P.
O.K.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

I. T. D.
6076, 6096, 6126, 6148-07.
6182, 6778, 6808, 6832-07.
6836, 6840, 6842, 6844-07.
6850, 6852, 6856, 6858-07.
6866, 6870, 6882, 6884-07.
6894, 6900, 6950, 6954-07.
6958, 6964, 6966, 6968-07.

March 2, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are enclosed:

Title of Case.	Date of Your Letter of Transmittal.
Cye Richardson, Jr., (Freedman)	February 14, 1907.
Ernest and Willie Lee Draper (Freedmen),	February 14, 1907.
Mary Dorris Clayton	February 19, 1907.
Alexander Harland (Freedman),	February 13, 1907.
Earnest and Louis Fields (Freedmen),	February 13, 1907.
Claud Waid Thompson (Freedman),	February 13, 1907.
Levie Freeny (Freedman),	February 15, 1907.
Kate D. Johnson (Miss. Choc.),	February 20, 1907.
John Littlejohn et al. (Freedmen),	February 23, 1907.
Tobias Louis and James Russell (Freedmen),	February 19, 1907.
Hickman Hensley (Freedman),	February 18, 1907.
Mary Plummer,	February 14, 1907.
Zach Alton Galloway,	February 21, 1907.
Riley Cole (Freedman),	February 19, 1907.
Albert F. and Edith Ford,	February 21, 1907.
Blanch Estella Autrey et al.,	February 21, 1907.
Paul Jones,	February 21, 1907.

Title of Case.	Date of Your Letter of Transmittal.
Frances and Viola Brannen (Freedmen),	February 14, 1907.
Mattie Smith (Freedman),	February 19, 1907.
Ora Williams (Freedman),	February 25, 1907.
William J. Manley,	February 21, 1907.
Vera and Nora Bleavens,	February 18, 1907.
Annie Harkins (Freedman),	February 14, 1907.
Francis York,	February 21, 1907.
J. W. Huffman, et al.,	February 15, 1907.
Sam. W. and Joe A. Petts,	February 19, 1907.
Eva Wright,	November 20, 1906.
Thomas H. Starks, (intermarried)	February 19, 1907.

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse E. Wilson,

Assistant Secretary.

28 inc. and 56 inc.
for Indian Office.

W.C.F.
3-3-07.

E.W.

LAND
16312-1907.

COPY.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS?

WASHINGTON.

February 28, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from Commissioner Bixby dated February 14, 1907, transmitting the record relative to the application of Cy Richardson, Jr., for enrollment as a Choctaw freedman. The Commissioner rejected the application on February 14, 1907. The record has been examined and the Commissioner's decision has been found to be correct. Its approval is recommended.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

GAW-GH.

F.W.

17-NB-395

Muskogee, Indian Territory, April 2, 1907.

Cye Richardson,

Idabel, Indian Territory,

Dear Sir:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 14, 1907, declining to receive the application for the enrollment of Cye Richardson (Jr.) as a Choctaw freedman.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

17-NR-395

Tuskogee, Indian Territory, April 2, 1907.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory,

Gentlemen:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 14, 1907, declining to receive the application for the enrollment of Cye Richardson (Jr.) as a Choctaw freedman.

Respectfully,

Acting Commissioner.

11

March 1, 1905. To the Hon. Commissioner of the Interior,
Washington, D. C.

Dear Sir:

I am in receipt of your letter of the 28th inst., and in reply to inform you that the same has been forwarded to the proper authorities for their consideration.

Very respectfully,
Commissioner.

Richardson,

Commissioner:

The same received at this office, affidavits of myself and Arnes Thompson to the effect of Geo Richardson, child of Geo Richardson and Rhoadie Richardson, February 24, 1905.

It is stated in your affidavit that the father is a citizen by adoption of the Choctaw Nation. If this is correct you are requested to state his age, the names of his parents, the time and place application was made for his enrollment, and if he has selected an allotment of the lands of the Choctaw or Chickasaw Nation give his roll number as the same appears upon his allotment certificate.

Respectfully,

Commissioner.

Choc. M. Fr. 396

Artvee R. Perry

M. Fr. 396

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

Arthur R. Perry

as a citizen of

as a citizen of
Choctaw Nation.

Approved..... 100...

Commissioner.

100

NOISIAO KETIBEL A'N'G'

17219 396

17-934

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a ^{freedman} citizen of the Choctaw & Chickasaw Nation,
of Arthur R. Perry, born on the 29th day of May, 1903.
[Here insert name of child]
Name of Father: Jeff Perry, a ^{freedman} citizen of the Chickasaw Nation.
Name of Mother: Alice Perry nee Phelps, a ^{freedman} citizen of the Choctaw Nation.
Tribal enrollment of father: freedman Tribal enrollment of mother: freedman
Postoffice: Lehigh, Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Central Judicial District.

I, Alice Perry, on oath state that I am 40
years of age and a citizen by freedman rights of the Choctaw Nation;
that I am the lawful wife of Jeff Perry, who is a citizen, by
freedman rights of the Chickasaw Nation; that a female child was
born to me on 29th day of May, 1903; that said child has been named
Arthur R. Perry, and was living March 4, 1906.
Alice Perry

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 16th day of July, 1906.

My Commission expires
May 31, 1910.

C. E. B. Cutler

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Central Judicial District.

I, Mattie Wood, a mid-wife, on oath state that I
attended on Alice Perry, wife of Jeff Perry,
on the 29th day of May, 1903; that there was born to her on said date a female
child; that said child was living March 4, 1906, and is said to have been named
Arthur R. Perry.
Mattie Wood

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 16th day of July, 1906.

My Commission expires
May 31, 1910.

C. E. B. Cutler

Notary Public.

see NB 396

IN RE APPLICATION FOR
ENROLLMENT OF

MINOR CHILD

Act of Congress

Approved April 26, 1906.

Arthur K. Perry

as a citizen of

Cherokee

Nation.

Approved

190

Commissioner.

M. M. LINDLY -Attorney at Law,
South McAlester, I. T.

VI, 396

JUL 25 1906

Birth Affidavit.

DEPARTMENT OF THE INTERIOR
Commissioner to the Five Civilized Tribes.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as Freedman member of the Choctaw Nation,
of Artace R. Perry, born on the 29 day of May, 1903
Name of Father: Jeff Perry, a citizen of the Choctaw Nation
Name of Mother: Alice Phelps Perry, a citizen of the Choctaw Nation
Tribal enrollment of father _____ Tribal enrollment of mother Choctaw
Enrollment No. of father No. _____ Enrollment No. of mother No. 1999
Postoffice Libigh, I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,)
Central District.)
I, Alice Phelps Perry, on oath state that I am 41
years of age and a citizen by adoption of the Choctaw Nation,
that I am the lawful wife of Jeff Perry, who is a citizen, by
adoption, of the Choctaw Nation; that a female child was
born to me on 29 day of May, 1903, that said child has been named
Artace R. Perry, and was living March 4, 1906.

Witnesses to Mark:

[Must be two]
Witnesses.]

Subscribed and sworn to before me this 24 day of July, 1906.

Allyson Jones
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,)
Central District.)
I, Mattie Woods, a _____, on oath state that I
attended on Alice Phelps Perry, wife of Jeff Perry,
on the 29 day of May, 1903, that there was born to her on said date a
female child, that said child was living March 4, 1906, and is said to have been
named Artace R. Perry.

Witnesses to Mark

[Must be two]
Witnesses.]

Subscribed and sworn to before me this

24 day of July, 1906.

Allyson Jones
Notary Public.

17-934

Muskogee, Indian Territory, October 19, 1906.

Alice Perry,

Lehigh, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of your letter of October 15, 1906, in which you state that you were enrolled under the name of Alice Phelps and you ask the status of the application for the enrollment of your child Artvee Perry.

In reply to your letter you are advised that affidavits to the birth of Artvee R. Perry child of Jeff and Alice Phelps Perry have been received at this office, but the question of whether or not children of Choctaw and Chickasaw freedmen are entitled to enrollment under the Act of Congress approved April 26, 1906, is now pending before the Department.

Respectfully,

Commissioner.

Muskogee, Indian Territory. January 16, 1907.

Alice Perry,

Lehigh, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of your letter of January 7, stating that you are a Choctaw freedman and asking why you have not received notice to file for your child Artervee R. Perry.

In reply you are advised that the name of Artvee R. Perry has been placed upon a schedule of minor Choctaw freedmen under the Act of Congress approved April 26, 1906, which has been transmitted to the Secretary of the Interior and you will be notified when the enrollment of said child is approved by the Department.

Respectfully,

Commissioner.

Choc. M. Fr. 397

Benjamin Franklin Fields

M. Fr. 397

~~12805~~

✓

20

IN RE

Application for Enrollment of

INFANT CHILD

Benjamin Franklin Fields

freedom
as a citizen of the

Choctaw

Nation.

Approved

190

Commissioner.

DEC 1902

12805397

~~12805~~

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
 of Benjamin Frank, born on the 25 day of Nov., 1902
 (Here insert name of child.)
 Name of Father: William Fred, a citizen of the Cherokee Nation.
 Name of Mother: Mrs. Fred, a citizen of the Cherokee Nation.
 Post-Office: Cherokee

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, }
 INDIAN TERRITORY, }
 District. }

I, _____, on oath state that I am _____
 years of age and a citizen, by _____, of the _____ Nation;
 that I am the lawful wife of _____, who is a citizen, by
 _____, of the _____ Nation, that a _____ child was
 (Male or female)
 born to me on the _____ day of _____, 1902; that said child has been
 named _____, and is now living.

WITNESSES TO MARK

(Must be Two
 Witnesses) }

Subscribed and sworn to before me this _____ day of _____, 1902.

 Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, }
 INDIAN TERRITORY, }
Central District. }

I, Malinda Reed, a midwife, on oath state that I
 attended on Mrs. Mrs. Fred, wife of William Fred,
 on the 25 day of Nov., 1902; that there was born to her on said
 date a female child; that said child is now living and is said to have been
 (Male or female)
 named Benjamin Frank.

WITNESSES TO MARK

(Must be Two
 Witnesses) }

Subscribed and sworn to before me this 3 day of Dec., 1902.

H. C. Rist
 Notary Public.

NB 397

217

IN RE

Application for Enrollment of

INFANT CHILD

Benjamin Franklin Fields
() as a citizen of

Choctaw

Nation

Approved

190

Commissioner.

Received
July 25 1906

1815 31

BIRTH AFFIDAVIT

DEPARTMENT OF THE INTERIOR
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Benjamin Franklin Fields born on the 28 day of November, 1902
Here insert name of child
Name of Father William Fields a citizen of the Choctaw Nation
Name of Mother: Lucretia Fields a citizen of the Choctaw Nation
Postoffice Chickasaw, D.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory }
Central DISTRICT }
I, William Fields, on oath state that I am 45
years of age and a citizen by free man, of the Choctaw Nation;
that I am the lawful wife of husband of Lucretia Fields, who is a citizen, by
free man, of the Choctaw Nation; that a male child was
(Male or Female)
born to me on 28 day of November, 1902; that said child has been named
Benjamin Franklin Fields, and was living March 4, 1906.
William Fields

WITNESSES TO MARK:

{ Must be Two }
{ Witnesses } { }

Subscribed and sworn to before me this

28

day of

July, 1906.
G. W. Johnson
Notary Public.

W. L. C. exp Jan 21 1910

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY }
Central DISTRICT }
I, Malinda Collins, a midwife, on oath state that I
attended on Mrs. Lucretia Fields, wife of William Fields,
on the 28 day of July; that there was born to her on said date a male
(Male or Female)
child; that said child was living March 4, 1906 and is said to have been named Benjamin Franklin Fields.
Malinda Collins

WITNESSES TO MARK:

{ Must be Two }
{ Witnesses } { }

Subscribed and sworn to before me this

24

day of

July, 1906.
G. W. Johnson
Notary Public.

W. L. C. exp Jan 21 1910

IN RE

Application for Enrollment of

MINOR CHILD

**Act of Congress Approved
April 20, 1900.**

.....
as a citizen of

..... Nation.

Approved..... 190...

.....
Commissioner.
.....

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1900.

IN RE APPLICATION FOR ENROLLMENT, as a ^{freedman} citizen of the Choctaw Nation,
of Benjamin Franklin Fields, born on the 28 day of November, 1902
(Here insert name of child)
Name of Father: William Fields, a ^{freedman} citizen of the Choctaw Nation.
Name of Mother: Lucretia Fields, a ^{freedman} citizen of the Choctaw Nation.
Tribal enrollment of father Tribal enrollment of mother
Postoffice Oberlin, D. I.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

District.

Central
We, Tena Mimmer and Alice Finley,
acquainted with Lucretia Fields,

on oath state that ^{we are personally} ~~she~~ freedman of the Choctaw Nation;
~~years of age and a citizen by~~ she was
that ~~from~~ the lawful wife of William Fields, who is a citizen by
freedman of the Choctaw Nation; that a male child was
born to ~~me~~ her on 28 day of November, 1902; that said child has been named
Benjamin Franklin Fields and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this

6th

day of February, 1907

Richard Shanafelt
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

District.

I,, on oath state that I
attended on, wife of
on the ... day of ...; that there was born to her on said date a
child, that said child was living March 4, 1906, and is said to have been named.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this

day of

1906

Notary Public

IN RE
Application for Enrollment of
MINOR CHILD

Act of Congress Approved
April 26, 1906.

Benjamin Franklin Felt
Indian
as a citizen of

Cherokee Nation.

Approved..... 190...

.....
Commissioner.

Date of Birth
Nov 38. 1902

Location
...

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1900.

IN RE APPLICATION FOR ENROLLMENT, as a freedman of the Choctaw Nation,
of Benjamin Franklin Fields, born on the 28 day of November, 1902
(Here insert name of child)
Name of Father: William Fields a freedman of the Choctaw Nation.
Name of Mother: Lucretia Fields a freedman of the Choctaw Nation
Tribal enrollment of father _____ Tribal enrollment of mother _____
Postoffice Berlin S. I.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Central

District.

Personally acquainted with Lucretia Fields a freedman of the Choctaw Nation;
years of age and a citizen by her marriage
that I am the lawful wife of William Fields who is a citizen, by
freedman, of the Choctaw Nation; that a male child was
born to me on 28 day of November, 1902; that said child has been named
Benjamin Franklin Fields and was living March 4, 1906.
John Shoals

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this

6th

day of

February, 1907

Richard Shanafelt

Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE

UNITED STATES OF AMERICA, Indian Territory,

Central

District

am personally acquainted with Lucretia Fields who was wife of William Fields
attended on Lucretia Fields on the 28 day of November, 1902; that there was born to her on said date a male
child that said child was living March 4, 1906, and a girl to have been named Benjamin Franklin Fields
Louie Patterson

WITNESSES TO MARK

[Must be Two
Witnesses]

6th

day of

February, 1907

Richard Shanafelt

7
Muskogee, Indian Territory, September 24, 1906.

William Fields,

Oberlin, Indian Territory.

Dear Sir:

There have been received at this office affidavits of William Fields and Malinda Collins to the birth of Benjamin Franklin Fields, child of William and Lucretia Fields, November 28, 1902.

You will be notified of such action as is taken in regard to the affidavits to the birth of this child.

Respectfully,

Commissioner.

17-805

Muskogee, Indian Territory, October 26, 1906.

Creasie Fields,
Garvin, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of your letter of September 27, 1906, asking if Benjamin and Elmer Fields have been enrolled as freedmen.

In reply you are advised that if you will state when and by whom the affidavits to the enrollment of these children were forwarded this office your inquiry will receive further consideration.

The matter of the deeds referred to in your letter will be made the subject of a separate communication.

Respectfully,

Commissioner.

17 43 7.

Wabokgee, Indian Territory, December 27, 1906.

William Fields,

Coertlin, Indian Territory.

Dear Sir:

In the matter of the application for enrollment of your child, Benjamin Franklin Fields, as a minor Choctaw Freedman under the Act of Congress approved April 26, 1906, as amended by the Act of June 21, 1906, you are advised that it will be necessary that you furnish new affidavits to the birth of this child as those heretofore forwarded have not been properly executed. The affidavit of the attending midwife fails to state in what year this child was born. It also appears that the affidavit of the father has been executed in place of that of the mother and you are advised that it is necessary that the mother's affidavit be furnished, in the event she is dead it will be necessary that you furnish the affidavits of two disinterested persons who know the date of this child's birth, the names of his parents and whether or not he was living March 4, 1906.

There is inclosed herewith a new blank which you are requested to have properly executed and returned to this office

W.V. 2.

at an early date in order that proper disposition may be made of
the application for enrollment of this child.

Respectfully,

Acting Commissioner.

B.C.

17-EB-397

Muskogee, Indian Territory, April 13, 1907.

Lucretia Fields,

Garvin, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of your letter of April 5, 1907, in which you ask to be notified when the enrollment of Benjamin Fields is approved by the Secretary of the Interior.

In reply to your letter you are advised that on February 28, 1907, the Secretary of the Interior approved the enrollment of Benjamin Franklin Fields as a minor Choctaw freedman.

The matter of the deeds referred to in your letter will be made the subject of a separate communication.

Respectfully,

Commissioner.

Return in 5 days to
DOWNS & JOHNSON,
LAWYERS
BOSWELL, I.

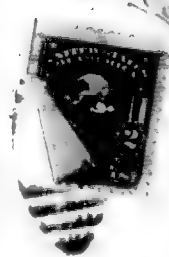
Boyle & Franklin

(17)

Wm. James Bixby
Muskegon

D. J.

MUSKOGEE
JUL 29
10 PM
1888



Choc. M. Fr. 398

George Vinson

M. Fr. 398

NB 398

In Re
Application for Enrollment of
Infant Child

George Vinson

AS A *Child* of

Cherokee Nation.

Approved 190.....

Commissioner.

UNION REVIEW

ARDMORE, I. T.

17-624

NB 398

Received
July 25 1906

DEPARTMENT OF THE INTERIOR
Commissioner to the Five Civilized Tribes

In re Application for Allotment, as a *Freedman* of the *Choctaw* Nation
Name of Child *George Vinson*, born on the *14* day of *February* *1904*
(Here insert name of child)
Name of Father *Robert Vinson* a *Freedman* of the *Choctaw* Nation
Name of Mother *Jasie Vinson* a *Freedman* of the *Choctaw* Nation
Postoffice *Bunce S. I.*

AFFIDAVIT OF MOTHER

UNITED STATES OF AMERICA, INDIAN TERRITORY
Central DISTRICT
I, *Jasie Vinson*, on oath state that I am *20* years of age
and a *Freedman* by *Robert* of the *Choctaw* Nation;
that I am the lawful wife of *Robert Vinson*, who is a *Freedman* by
Blud of the *Choctaw* Nation; that a *Male* child was
(Male or Female)
born to me on *14th* day of *February* *1904*; that said child has been named
George Vinson, and was living March 4, 1904.
Jasie Vinson

WITNESSES TO MAKE:

(Must be Two
Witnesses)

Subscribed and sworn to before me this *19.* day of *July* *1904*
R. H. Grafe Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY
Central DISTRICT
I, *Billie Brince*, a *Midwife*, on oath state that I
attended on Mrs. *Jasie Vinson*, wife of *Robert Vinson*,
on the *14th* day of *February* *1904*, that there was born to her on said date a *Male*
(Male or Female)
child, that said child was living March 4, 1904, and is said to have been named
George Vinson

WITNESSES TO MAKE:

(Must be Two
Witnesses)

Subscribed and sworn to before me this _____ day of _____ 1904
Notary Public.

see

189

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 20, 1906.

George C. Mason
Huckman
as a citizen of
Chesapeake Nation.

Approved..... 190...

[Signature]
Commissioner.

Date of Birth
Feb 14, 1904

1722398

for enrollment application
received Feb 25, 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MIXORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a ^{Fredman} ~~citizen~~ of the Cherokee Nation,
of George Fredman, born on the 14 day of February, 1904.
(Here insert name of child)
Name of Father Robert Fredman a ^{Fredman} ~~citizen~~ of the Cherokee Nation
Name of Mother Josephine Fredman a ^{Fredman} ~~citizen~~ of the Cherokee Nation
Tribal enrollment of father _____ Tribal enrollment of mother _____
Postoffice Barnett

AFFIDAVIT OF ~~NOTARY~~ ^{acquaintance}

UNITED STATES OF AMERICA, Indian Territory, _____

Central District
We, Sid Fields and Mattie Fields,
acquainted with Josephine Fredman,
years of age and a citizen by Fredman, of the Cherokee Nation;
that she is the lawful wife of Robert Fredman, who is a citizen by
Fredman, of the Cherokee Nation; that a male child was
born to her on about 14 day of February, 1904; that said child has been named
George Fredman, and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two Witnesses]

Richard Shanafelt
Ray Black
Richard Shanafelt
Subscribed and sworn to before me this 8th day of February, 1907.
Richard Shanafelt
Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, _____
District, _____

I, _____, a _____, on oath state that I
attended on _____, wife of _____,
on the _____ day of _____, 1906; that there was born to her on said date a
child that said child was living March 4, 1906, and a said to have been named _____

WITNESSES TO MARK

[Must be Two Witnesses]

Subscribed and sworn to before me this _____ day of _____, 1906.
Notary Public

DEPARTMENT OF THE INTERIOR.
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Boswell, Indian Territory, February 8, 1907.

In the matter of the application for the enrollment of George Vinson as a freedman of the Choctaw Nation, under the Act of Congress, approved April 26, 1906.

Issabelle Vinson, being first duly sworn and examined, testifies as follows:

ON BEHALF OF THE COMMISSIONER:

- Q What is your name? A Issabelle Vinson.
Q How old are you? A Forty-six.
Q What is your postoffice address? A Boswell.
Q Have you a son by the name of Robert Vinson? A Yes, sir.
Q How old is he? A About thirty.
Q Is Robert Vinson married? Yes, sir.
Q What is the name of his wife? A Josephine Vinson.
Q Is she ever known by any other name? A We call her Josie all the time but her name is Josephine.
Q What was her name before she was married to Robert Vinson? A Jefferson.
Q What is the name of her parents? A Her father's name is Jefferson and her mother's name is Bettie Prince.
Q Is Robert Vinson's wife, Josephine a freedman of either the Choctaw or Chickasaw Nations? A Choctaw freedman.
Q Under what name is she enrolled? A Josephine Jefferson.
Q Has she ever received an allotment certificate? A Yes, sir.
Q Where is that allotment certificate? A Right here.
(Choctaw Freedmen Allotment Certificate No. 5717 to Josephine Jefferson, Choctaw freedman, Roll No. 3480 presented as evidence.)
Q This Josephine Jefferson whose name appears upon this allotment certificate is the wife of your son, Robert Vinson, is she?
A Yes, sir.

(Witness excused)

I, Fay E. Blachert, stenographer to the Commissioner to the Five Civilized Tribes, upon oath, state that I reported the proceedings in the above and foregoing cause, and that the same is a true and correct transcript of my stenographic notes taken therein.

Subscribed and sworn to before me this 8th day of February, 1907.

Richard H. Hargrett
Notary Public.

Muskogee, Indian Territory, September 24, 1906.

Robert Vinson,

Burse, Indian Territory.

Dear Sir:

There have been received at this office affidavit of Josie Vinson to the birth of George Vinson, child of Robert and Josie Vinson, February 14, 1904.

You will be notified of such action as is taken in regard to the affidavit to the birth of this child.

Respectfully,

Commissioner.

17 NB 348.

Muskogee, Indian Territory, December 27, 1906.

Robert Vinson,

Burse, Indian Territory.

Dear Sir:

In the matter of the application for enrollment of your child, George Vinson, as a minor Choctaw freedman under the Act of Congress approved April 26, 1906, as amended by the Act of June 21, 1906, you are advised that it will be necessary that you furnish new affidavits to the birth of this child as those heretofore forwarded have not been properly executed. The affidavit of the attending midwife has not been signed by her or by the Notary before whom it was sworn to.

It is stated in the affidavit of the mother that she is a Choctaw freedman, if this be correct you are requested to state when, where and under what name application was made for her enrollment, the names of her parents and if she has received an allotment give her roll number as it appears on her allotment certificate.

You are also requested to furnish this office with evidence of your marriage to Josie Vinson, the mother of this child and the best evidence of this marriage will be the original or a

R.V. 2.

certified copy of your marriage license and certificate.

There is inclosed herewith a new blank which you are requested to have properly executed and returned to this office at an early date in order that proper disposition may be made of the application for enrollment of this child.

Respectfully,

Acting Commissioner.

B.C.

RETURN IN FIVE DAYS TO
DURANT REAL ESTATE AND
ABSTRACT AGENCY

M. F. GRAFA, Mgr.

BOX 707 DURANT, IND. TER.

*George Hanson
Care of*

U. S. Commission,

Muskogee,

I. T.



Choc. M. Fr. 399

Virginia Colbert

Dave Colbert

M. F. 399

MINOR

399

ENROLLMENT

CHOCTAW FREEDMAN

Virginia Colbert
Dave Colbert

Decline to Receive Feb 12 1907

Copy of Decision Forwarded Applicant .
Feb 12 1907

Copy of Decision Forwarded Attorneys for
Choctaw and Chickasaw Nations Feb 12 1907

Record Forwarded Department Feb 12 1907

Action Approved By Secretary of Interior
Mar 4 1907

Notice of Departmental Action Forwarded
Attorneys for Choctaw And Chickasaw
Nations Apr 12 1907

Notice of Departmental Action Mailed
Applicant Apr 12 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

399

N. B. 399

199

IN RE

/Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

Virginia Colbert.....

as a citizen of

Choctaw Nation.

~~Choctaw Freedmen~~

Approved..... 190...

.....
Commissioner.

N. B. #399

Jul 26, 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.
by adoption

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Virginia Colbert, born on the 1st day of April 1903
[Here insert name of child] by adoption
Name of Father: Columbus Colbert a citizen of the Choctaw Nation
Name of Mother: Luvindia Colbert a citizen of the Choctaw Nation
Tribal enrollment of father 1325 or 1324 Tribal enrollment of mother 7777
Postoffice Nelson, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Central District.

I, Luvindia Colbert, on oath state that I am 29
years of age and a citizen by adoption of the Choctaw Nation;
that I am the lawful wife of Columbus Colbert, who is a citizen, by
adoption of the Choctaw Nation; that a female child was
born to me on the 1st day of April 1903; that said child has been named
Virginia Colbert, and was living March 4, 1906.

Luvindia Colbert

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 24 day of July 1906.

H. Morris

Notary Public

(SEAL)

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Central District.

I, Jane Batiste, a mid-wife, on oath state that I
attended on Luvindia Colbert, wife of Columbus Colbert
on the 1st day of April 1903; that there was born to her on said date a female
child; that said child was living March 4, 1906, and is said to have been named Virginia
Colbert her

Jane X Batiste

WITNESSES TO MARK:

[Must be Two
Witnesses]Janil Prence
Sue K. Morris

Subscribed and sworn to before me this 24 day of July 1906.

H. Morris

Notary Public

(SEAL)

N.B.#399

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Dave Colbert

as a citizen of

Choctaw Nation.

~~Choctaw Freedmen~~

Approved..... 190...

Commissioner.

97-1378

N.B.#399

Jul 26, 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.ENROLLMENT OF MINORS. ACT OF CONGRESS, APRIL 26, 1906.
by adoption

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Dave Colbert, born on the 17 day of Nov. 1905
[Here insert name of child] by adoption
Name of Father: Columbus Colbert a citizen of the Choctaw Nation
Name of Mother: Luvindia a citizen of the Choctaw Nation
Tribal enrollment of father: 1325 or 1324 Tribal enrollment of mother:
Postoffice: Nelson, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Central District.

I, Luvindia Colbert, on oath state that I am 29
years of age and a citizen by adoption of the Choctaw Nation;
that I am the lawful wife of Columbus Colbert, who is a citizen, by
adoption of the Choctaw Nation; that a male child was
born to me on 17 day of November 1905; that said child has been named
Dave Colbert, and was living March 4, 1906.

Luvindia Colbert

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 24th day of July 1906.

H. Morris

Notary Public

(SEAL)

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Central District.

I, Jane Batiste, a midwife, on oath state that I
attended on Luvindia Colbert, wife of Columbus Colbert,
on the 17th day of Nov 1905; that there was born to her on said date a male
child; that said child was living March 4, 1906, and is said to have been named Dave Colbert

her
Jane X mark Batiste

WITNESSES TO MARK:

Janil French

[Must be Two
Witnesses]

Sue K. Morris

Subscribed and sworn to before me this 24

day of July

1906

H. Morris

Notary Public

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES,
CHOCTAW LAND OFFICE.

-- :o: --

ATOKA, INDIAN TERRITORY, DECEMBER 22, 1906.

-- :o: --

IN THE MATTER of the application for the enrollment
of Dave and Virginia Colbert as Choctaw freedmen.

-----oOo-----

COLUMBUS COLBERT, being first duly sworn, testified
as follows:

By the Commissioner:

- Q What is your name ? A Columbus Colbert.
Q How old are you ? A 36 or 37.
Q What is your post office address ? A Nelson.
Q Are you a Choctaw freedman ? A Yes sir.
Q Do you appear here to-day for the purpose of giving additional
testimony in the matter of the application for the enrollment
of your two children Dave and Virginia Colbert as Choctaw
freedmen ? A Yes sir.
Q Did you receive a notice from the Commissioner to appear at
Atoka before January 1, 1907, and give testimony in this matter ?
A Yes sir.
Q Are you the father of Dave and Virginia Colbert ? A Yes sir.
Q Are these two children now living ? A Yes sir.
Q What is the name of your father ? A Jim Springs.
Q Did he have an owner ? A No sir, he was a Choctaw by blood.
Q What is the name of your mother ? A Chafity Colbert.
Q Do you know the name of her owner ? A No sir, but it was some
of them Colberts.
Q Are Eva and Nellie Colbert daughters of yours ? A Yes sir.
Q What is the name of their mother ? A Levinda Colbert.
Q Is Levinda Colbert an approved citizen or freedman ? A No sir.

The name of Columbus Colbert appears opposite No.
4578 upon the approved roll of Choctaw freedmen, and on
Choctaw freedmen field card No. 1378 at No. 1 thereon.

- Q There ~~was~~ were received by the Commissioner on July 26, 1906,
applications for the enrollment of Dave and Virginia Colbert
as Choctaw freedmen, and the affidavits of Levindia Colbert, the
mother of said Dave and Virginia Colbert, and Jane Battiste, the
mid-wife who was in attendance on the dates of the birth of said
children, which affidavits were signed and acknowledged before
H. Morris, a notary public, on July 24, 1906: were you present
when these affidavits were signed and executed ? A No sir.
Q Do you know when these applications and these affidavits were
forwarded to the Commissioner ? A Yes sir.
Q When were they forwarded to the Commissioner ? A On the 25th
day of July.

- Q That was the day following the date the applications were made for their enrollment ? A Yes sir.
- Q Did you or your wife, Lavindia Colbert, ever make any applications for the enrollment of these two children prior to July 24, 1906 ? A No sir.
- Q These applications were put in the post office at Nelson, I. T. on July 25, 1906 ? A Yes sir.

(Witness dismissed)

Wm. L. Martin, stenographer to the Commissioner to the Five Civilized Tribes, on oath states that he recorded the testimony in this cause, and that the above and foregoing is a full, true and correct transcript of his stenographic notes thereof.

Wm. L. Martin

Subscribed and sworn to before me this the 3 day of January, 1907.

W. H. Angell
Notary Public.

17-N.B.-399.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

-----ooOoo-----

In the matter of the alleged application for the enrollment of Virginia Colbert and Dave Colbert as Choctaw freedmen.

It appears from the record herein that on July 26, 1906, there were received by the Commissioner to the Five Civilized Tribes written applications for the enrollment of Virginia Colbert and Dave Colbert as Choctaw freedmen.

On December 22, 1906, Columbus Colbert, the father of the applicants appeared before the Commissioner to the Five Civilized Tribes at Atoka, Indian Territory, and gave testimony for the purpose of showing whether or not applications had been made for the enrollment of said applicants as Choctaw freedmen within the time limited by the provisions of the Act of Congress approved April 26, 1906, (34 Stats., 137).

On said date Columbus Colbert testified that on July 26, 1906, the affidavits of Luvindia Colbert, mother of the applicants and Jane Battiste, the attending mid-wife relative to the birth of Virginia Colbert and Dave Colbert, were mailed by witness in the postoffice at Nelson, I. T., and that no other applications of any kind whatsoever were made by witness for the enrollment of Virginia Colbert and Dave Colbert as Choctaw freedmen.

It further appears from the record herein that the affidavits of Luvindia Colbert, mother of the applicants and the affidavits of the mid-wife who attended the said Luvindia Colbert at the birth of the applicants, were executed on July 24, 1906 and that the said affidavits were received by the Commissioner at this office on July 26, 1906.

It does not appear upon the records of this office that any applications of any nature whatsoever had been made for the enrollment of the applicants as Choctaw freedmen prior to July 26, 1906.

I am of the opinion that the evidence fails to establish that any applications were made for the enrollment of Virginia Colbert and Dave Colbert, or either of them within the time limited by the provisions of the Act of Congress approved April 26, 1906, (34 Stats., 137), and that, therefore, I am without authority to receive, or consider or make any record of any applications for their enrollment as such and that I should decline to receive same, and it is so ordered.

Muskogee, Indian Territory,
FEB 12 1907


Commissioner.

17-M.B.-399

COPY

Muskogee, Indian Territory February 12, 1907.

Columbus Colbert,

Nelson, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 12, 1907, declining to receive or consider the application for the enrollment of Virginia Colbert and Dave Colbert as Choctaw freedmen.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

W. L. Jones

Commissioner.

Registered.

Incl. 17-M.B.-399.

17-N.B.-399

Muskogee, Indian Territory, February 12, 1907.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:-

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 12, 1907, declining to receive or consider the application for the enrollment of Virginia Colbert and Dave Colbert as Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

CHARLES JAMES HADLEY

Commissioner.

Incl. 17-N.B.-399.

COPY

Muskogee, Indian Territory, February 12, 1907.

The Honorable,

The Secretary of the Interior.

Sir;

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Virginia Colbert and Dave Colbert as Choctaw freedmen, including the decision of the Commissioner to the Five Civilized Tribes, dated February 12, 1907, declining to receive or consider said application.

Respectfully,

SIGNED *Tamc Birch*

Commissioner.

2 Incl.

Through the
Commissioner of Indian Affairs.

D. C. 12853-1907.

JP.
PHE.

DEPARTMENT OF THE INTERIOR,

WASHINGTON. March 4, 1907.

LRS.

I. T. D.

6124, 6146, 6152, 6158, 6170-07.
6192, 6992, 7002, 7266, 7270- "
7294, 7326, 7344, 7366, 7374- "
7376, 7380, 7392, 7404, 7410- "
7414, 7418, 7442, 7472, 7478- "
7486, 7490, 7526, 7548, 7550- "
7552, 7554, 7556, 7558, 7594- "
7652, 7654, 7666, 7678, 7680- "
7684, 7686, 7696, 7698, 7708- "
7716, 7724, 7728, 7734- "
DIRECT.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw enrollment cases
adverse to the applicants are hereby affirmed, viz:

Title of Case.	Date of your letter of transmittal.
Alex and Lee G. Lewis (Freedmen)	February 14, 1907.
Gora Bailey (Freedman)	February 13, 1907.
Virginia and Dave Colbert (Freedmen)	February 12, 1907.
Stella Marlow	February 15, 1907.
Joanna Pollock, et al.,	December 24, 1906.
Ulysis and Sydney Frazier (Freedmen)	February 14, 1907.
Annie and Danier Carter (Freedmen)	February 14, 1907.
Margie Hall (Freedman)	February 16, 1907.
Lavera Perry (Freedman)	February 7, 1907.
Willie and Bennie Roberts	February 6, 1907.
Clarence Vails	February 7, 1907.
Beatrice and Maudie Jeffres (Freedmen)	February 11, 1907.
L. W. Rhoades, et al.,	February 14, 1907.
Alrener Pitchlynn (Freedman)	February 11, 1907.
Henry and Minnie Reed (Freedmen)	February 11, 1907.
Vivian V. and Clyde Parks	February 11, 1907.
Marvin Clifford Hanley	February 7, 1907.
Blanche M. Stark, et al.,	February 20, 1907.

Title of case.	Date of your letter of transmittal.
James H. Law, (Intermarried)	February 6, 1907
Bell Serna (Miss. Shoc.)	February 7, 1907
David and Mariedell Powell (Freedmen)	February 7, 1907
Sammie Blunt (Freedman)	February 7, 1907
Clora and Annie Berry (Freedmen)	February 21, 1907
Robert Thompson (Freedman)	February 21, 1907
Washington and Hester Anthony (Freedmen)	February 21, 1907
Ann and Emmett Walzen (Freedmen)	February 21, 1907
Dee Wilson (Freedman)	February 20, 1907
Blanch Johnson (Freedman)	February 16, 1907
Luvena May Everett (Miss. Choc.)	February 23, 1907
Viola Warrior (Freedman)	February 21, 1907
Ella Folsom, et al, (Freedman)	February 21, 1907
Edward Adamson (Freedman)	February 21, 1907
Allie May and Amos Williams (Freedmen)	February 21, 1907
John Ward, et al,	January 23, 1907
Frank P. Morgan (Intermarried)	January 24, 1907
Marion James Robins (Freedman)	February 21, 1907
William C. York, et al,	January 16, 1907
William S. Watters, et al,	February 23, 1907
Charley Braggs (Freedman)	February 21, 1907
Hattie Marie Stewart, et al,	February 25, 1907
Robert McCoy (Freedman)	February 18, 1907
George Chatman (Freedman)	February 21, 1907
Louisa Perry (Freedman)	February 19, 1907
John Albert Pautsky	February 26, 1907
Nancy F. and Thursey McLarty	February 26, 1907
Eathes Shockey,	February 26, 1907
Albert and Ermer Piggee (Freedmen)	February 26, 1907
Boling McKinney, et al, (Freedman)	February 26, 1907

Copies of Indian Office letters submitting your reports and recommending that the decisions be approved, are inclosed.

A copy hereof and all the papers in the above-mentioned cases have been sent to the Indian Office.

Respectfully,

E. A. Hitchcock,

Secretary.

48 inc. and
98 for Ind. Of. with
copy hereof.

A.F.Mc.
3-4-07.

Refer in reply to the following.

-Copy-

Land.
15998-1907.
D. C. 12853

DEPARTMENT OF THE INTERIOR,

OFFICE OF INDIAN AFFAIRS,

WASHINGTON.

February 28, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to invite your attention to the enclosed record of the Commissioner to the Five Civilized Tribes in the matter of the alleged application for the enrollment of Virginia Colbert and Dave Colbert as Choctaw freedmen.

The Commissioner found that the applications in this case were not made within the time limited by the Act of Congress approved April 26, 1906 (34 Stat. L., 137), and that he was therefore without authority to receive or consider them, and on February 12, 1907, he rejected the applicants.

It being shown that the applications in this case were not made within the time prescribed by law, it is recommended that the action of the Commissioner be approved.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

WBH-T

17-NB-399

Muskegee, Indian Territory, April 12, 1907.

Columbus Colbert,

Nelson, Indian Territory.

Dear Sir: ..

You are hereby advised that on March 4, 1907, the Secretary of the Interior affirmed the decision of this office of February 12, 1907, declining to receive or consider the application for the enrollment of Virginia Colbert and Dave Colbert as Choctaw freedmen.

Respectfully,

Geo D. Rodgers.

ACTING Commissioner.

17-NR-399

Muskogee, Indian Territory, April 12, 1907.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 4, 1907, the Secretary of the Interior affirmed the decision of this office of February 12, 1907, declining to receive or consider the application for the enrollment of Virginia Colbert and Dave Colbert as Choctaw freedmen.

Respectfully,

Geo. B. Rodgers.

ACTING Commissioner.

Muskogee, Indian Territory, September 27, 1906.

Columbus Colbert,

Nelson, Indian Territory,

Dear Sir:

There have been received at this office affidavits of Luvindia Colbert and Jane Batiste to the birth of Virginia Colbert and Dave Colbert children of Columbus and Luvindia Colbert, April 1, 1903 and November 17, 1905.

You will be notified of such action as is taken in regard to the affidavits to the birth of these children.

Respectfully,

Commissioner.

17-1378.

Muskogee, Indian Territory, December 1, 1906.

Columbus Colbert,

Nelson, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on July 26, 1906, for the enrollment of your children, Virginia and Lave Colbert, as Choctaw freedmen.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your children above named prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian

-2-

Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

Choc. M. Fr. 400

Adlissie Franklin

M. Fr. 400

#1909

CERTIFICATE OF RECORD OF MARRIAGE.

UNITED STATES OF AMERICA,)
INDIAN TERRITORY, (sct.
SOUTHERN DISTRICT.)

I, C. M. Campbell, Clerk of the United States court,
in the Territory and District aforesaid DO HEREBY CERTIFY, that
the License for and Certificate of Marriage of Mr Dave Franklin
and M Lottie Hooks were filed in my office in said Territory
and District the 27th day of August A. D. 1902 and duly recorded in
Book F of Marriage Record, Page 469.

Witness my hand and Seal of said Court, at Ardmore this 5
day of Sept. A. D. 1902.

C. M. Campbell.

Clerk.

Return this License to the United States Clerk at Ardmore, that
it may be recorded, when it will be mailed to the proper address.

-----oOo-----

F I L E D
Aug 27 1902 AM

C. M. Campbell, Clerk.
Southern Dist. Ind. Ter.

MARRIAGE LICENSE.

No. 1909.

UNITED STATES OF AMERICA,)
INDIAN TERRITORY,) SS. TO ANY PERSON AUTHORIZED BY LAW
SOUTHERN DISTRICT.) TO SOLEMNIZE MARRIAGE, GRANTING:

YOU ARE HEREBY COMMANDED to solemnize the Rite and Publish the Banns or Matrimony between Mr. Dave Franklin of Homer in the Indian Territory, aged 21 years, and M Lottie Hooks of Tatum in the Indian Territory, aged 18 years, according to law and do you officially sign and return this License to the parties therein named.

Witness my hand and official Seal this 12th day
of August A. D. 1902.

Chas. M. Campbell
Clerk of the United States
Court.

By J. T. Herring D/c

-----oOo-----

UNITED STATES OF AMERICA,)
INDIAN TERRITORY,)
SOUTHERN DISTRICT.) SS.

R. J. Jackson a minister of Gospel do hereby certify that on the 14 day of Aug. A. D. 1902 I did duly and according to law, as commanded in the foregoing License solemnize the Rite and publish the Banns of Matrimony between the parties therein named.

Witness my hand this 22 day of Aug A.D. 1902.

My credentials are recorded in the office of the Clerk of the United States Court, Indian Territory, Southern District at Ardmore, Book A Page 23 & 24

R. J. Jackson
a Minister of Gospel.

(Note-- The person officiating should fill in the spaces for book and page and sign here)

-----oOo-----

Note (a) This License and Certificate of Marriage must be returned to the office of the Clerk of the United States Court in the Indian Territory, at Ardmore, within sixty days from the date thereof, or the party to whom the License was issued will be liable in the amount of One Hundred Dollars (\$100)

Note (b) No person is authorized to perform the Marriage Ceremony in the Southern District unless the proper credentials have first been recorded in the Clerk's Office.

NB 400.

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Adrienne Franklin.....

as a citizen of

Whitney..... Nation.

Approved..... 190...

.....
Commissioner.

17-41

NB 400

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1900.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Bedonkohe Nation,
 of Adelissie Franklin born on the 3 day of Aug 1904
 [Here insert name of child]
 Name of Father: David Franklin a citizen of the Bedonkohe Nation.
 Name of Mother: Lattie Franklin a citizen of the Bedonkohe Nation.
 Tribal enrollment of father Bedonkohe Tribal enrollment of mother U.S.
 Postoffice Hamlet, I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Sayre District.

I, Lattie Franklin, on oath state that I am 22
 years of age and a citizen by marriage of the Bedonkohe Nation;
 that I am the lawful wife of David Franklin, who is a citizen, by
marriage of the Bedonkohe Nation; that a female child was
 born to me on 3 day of Aug 1904; that said child has been named
Adelissie Franklin, and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 22 day of July 1906.

E. J. Carter
 Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Sayre District.

I, Lusenda Edwards, a midwife, on oath state that I
 attended on Lattie Franklin, wife of David Franklin
 on the 3 day of Aug 1904; that there was born to her on said date a female
 child; that said child was living March 4, 1906, and is said to have been named
Adelissie Franklin.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this

23

day of

1906

E. J. Carter
 Notary Public.

100

199

IN RE.

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Adelissie Franklin

as a citizen of

Chocoma Nation.

Approved.....1907.....190...

 Commissioner.

Sawyer Birch
Aug. 3. 1904

DEPARTMENT OF THE INTERIOR
COMMISSIONER OF LANDS, MINES, AND FOREST

 COMMISSIONER.

17. 11. 00 25, 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1900.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the *Cherokee* Nation,
of *Addisie Franklin*, born on the *3* day of *Aug.* 190*7*
(Here insert name of child)
Name of Father: *David Franklin*, a citizen of the *Cherokee* Nation
Name of Mother: *Lottie Franklin*, a citizen of the *Cherokee* Nation
Tribal enrollment of father *Cherokee* Tribal enrollment of mother
Postoffice *Homer, I. T.*

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Southern District,
I, *Lottie Franklin*, on oath state that I am *22*
man years of age and a citizen by *man* of the *Cherokee* Nation;
that I am the lawful wife of *David Franklin*, who is a citizen, by
of the *Cherokee* Nation; that a *female* child was
(Male or Female)
born to me on *3* day of *Aug.* 190*7*; that said child has been named
Addisie Franklin, and was living March 4, 1906
Lottie Franklin

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this

4

day of

Jan

190*7*

E. J. Carter
Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Southern District,
I, *Lusendie Edwards*, a *midwife*, on oath state that I
attended on *Lottie Franklin*, wife of *David Franklin*
on the *3* day of *Aug.* 190*7*; that there was born to her on said date a *female*
(Male or Female)
child, that said child was living March 4, 1906, and is said to have been named
Addisie Franklin *Lusendie Edwards*
mark

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this

4

day of

Jan 190*7*
E. J. Carter
Notary Public

Muskogee, Indian Territory, September 22, 1906.

David Franklin,

Homer, Indian Territory.

Dear sir:

There have been received at this office affidavits of Lottie Franklin and Lusenda Edwards to the birth of Adlissie Franklin child of David and Lottie Franklin, August 3, 1904. Also receipt is acknowledged of Marriage License and Certificate between Dave Franklin and Lottie Hooks.

You will be notified of such action as is taken in regard to the affidavits to the birth of this child.

Respectfully,

Commissioner.

17 VB 400.

Muskogee, Indian Territory, December 26, 1906.

David Franklin,

Homer, Indian Territory.

Dear Sir:

In the matter of the application for enrollment of your child, Aolissie Franklin, as a minor Choctaw freedman under the Act of Congress approved April 26, 1906, as amended by the Act of June 21, 1906, you are advised that it will be necessary that you furnish new affidavits to the birth of this child as those heretofore forwarded have not been properly executed. It appears from the affidavit of the attending midwife that she is unable to write and that her signature is made by mark but that it has been attested by only one person when there should be two.

There is inclosed herewith a new blank which you are requested to have properly executed and returned to this office at an early date in order that proper disposition may be made of the application for enrollment of this child.

Respectfully,

Acting Commissioner.

J.C.

17-NB-400

Muskogee, Indian Territory, January 8, 1907.

David Franklin,

Homer, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Lottie Franklin and Lusendie Edwards to the birth of Adlissie Franklin, child of David and Lottie Franklin, August 3, 1904, and the same have been filed in the matter of the enrollment of said child.

Respectfully,

Commissioner.

Choc. M. Fr. 401

Panther Henderson

M. Fr. 401

see NB 401

IN RE APPLICATION FOR
ENROLLMENT OF
MINOR CHILD

Act of Congress
Approved April 26, 1906.

Banther Henderson

as a citizen of

Lokodan Nation.

Approved

JAN 20 1907

190

[Signature]
Commssioner.

JAN 25 1907

N. 401

JUL 25 1906

Birth Affidavit.

DEPARTMENT OF THE INTERIOR
Commissioner to the Five Civilized Tribes.
ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as Freedman member of the Choctaw Nation,
of Panther Henderson, born on the 20 day of Sept. 1903
Name of Father: Gus Henderson a citizen of the _____ Nation.
Name of Mother: Minnie Henderson (nee Sulton) a citizen of the Choctaw Nation.
Tribal enrollment of father _____ Tribal enrollment of mother Choctaw
Enrollment No. of father No. _____ Enrollment No. of mother No. _____
Postoffice Wilburton, Ind. 24.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,)
Central District District.)

I, Minnie Henderson, on oath state that I am 16
years of age and a citizen by blood of the Choctaw Nation,
that I am the lawful wife of Gus Henderson, who is a citizen, by
_____ of the _____ Nation; that a male child was
[Male or Female]
born to me on 20 day of Sept. 1903; that said child has been named
Panther Henderson, and was living March 4, 1906.

Witnesses to Mark: Minnie Henderson
[Must be two] mark.
Witnesses].)

Subscribed and sworn to before me this 24 day of July 1906.

Wm. Minnie
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,)
Central District District.)

I, Elyza Riddle, a midwife, on oath state that I
attended on Minnie Henderson wife of Gus Henderson
on the 20 day of Sept. 1903; that there was born to her on said date a
male child; that said child was living March 4, 1906, and is said to have been
[Male or Female]
named Panther Henderson

Witnesses to Mark
[Must be two]
Witnesses].)

Subscribed and sworn to before me this 25 day of July 1906.

Elyza Riddle
Notary Public.

(7-1392

Muskogee, Indian Territory, June 30, 1906.

Amelia Sexton,

Watie, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of your letter of June 14, 1906, inclosing receipt for ten dollars which you state you paid for the purpose of securing the enrollment of your two children Pranthier Benson born September 20, 1903, and Cogor Benson born April 5, 1906; you state that you have never heard from this money and you desire to be advised if any action has been taken in the matter of the enrollment of your children.

In reply to your letter you are informed that it appears from the records of this office that you are enrolled as a Choctaw freedman and the act of Congress approved April 26, 1906, made no provision for the enrollment of children of Choctaw and Chickasaw freedmen.

The receipt for \$10 inclosed with your letter is herewith returned.

Respectfully,

FB 4-29.

Commissioner.

Muskogee, Indian Territory, September 21, 1906.

Gus Henderson,

Wilburton, Indian Territory.

Dear Sir:

There have been received at this office affidavits of Minnie Henderson and Eliza Riddle to the birth of Panther Henderson child of Gus and Minnie Henderson September 20, 1903.

You will be notified of such action as is taken in regard to the affidavits to the birth of this child.

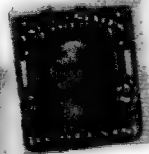
Respectfully,

Commissioner.

After 5 days return to
M. M. LINDLY
Attorney-at-Law
South McAlester, Ind. Ter.

UL 26 156

*Parthen Henderson
Chocoma*



Commissioner to Five Tribes

Muscogee

D. J.

Choc. M. Fr. 402

Rutha Green

M. Fr. 402

402

MINOR
ENROLLMENT
CHOCTAW FREEDMAN

Rutha Green

REFUSED Feb 11 1907.

Record Forwarded Department. Feb 11 1907.

Action Approved By Secretary of Interior.
Mar 2 1907

Notice of Departmental Action Forwarded
Attorneys for Choctaw And Chickasaw
Nations. Apr 4 1907.

Notice of Departmental Action Mailed
Applicant. Apr 4 1907.

ACT OF CONGRESS APPROVED APRIL 26, 1906

402

N.B. 402

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 22, 1906.

..... Rutha. Graen

as a citizen of

..... Choctaw Freedmen Nation.

Approved..... 190...

.....
Commissioner.

N.B. 402 Received July 26-06.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Rutha Green, born on the 23 day of Jan 1905
[Here insert name of child]
Name of Father: A. G. Green a citizen of the U.S. Nation.
Name of Mother: Lizzie Green a citizen of the Choctaw Nation.
Tribal enrollment of father: Tribal enrollment of mother: Choctaw Fred
Postoffice: Idabel, I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, Lizzie Green, on oath state that I am 41
years of age and a citizen by Adoption of the Choctaw Nation;
that I am the lawful wife of A. G. Green, who is a citizen, by
of the U.S. Nation; that a female child was
[Male or Female]
born to me on the 23 day of Jan 1905; that said child has been named
Rutha Green, and was living March 4, 1906.
her
Lizzie Green
mark

WITNESSES TO MARK:

[Must be Two Witnesses] { George Davis
Moses Nolena

Subscribed and sworn to before me this 21 day of July 1906.

(SEAL)

S. L. Wright

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, Membra McGuire, a Mid-wife, on oath state that I
attended on Lizzie Green, wife of A. G. Green,
on the 23 day of Jan 1905; that there was born to her on said date a female
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named Rutha Green.
her
Marthella x Humes
mark

WITNESSES TO MARK:

[Must be Two Witnesses] { George Davis
Moses Nolan

Subscribed and sworn to before me this 21 day of July 1906.

(SEAL)

S. L. Wright

Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES,
CHOCTAW LAND OFFICE.

-- :o: --

ATOKA, INDIAN TERRITORY, DECEMBER 14, 1906.

-- :o: --

IN THE MATTER of the application of Rutha Green for
enrollment as a Choctaw freedman.

-----oOo-----

LIZZIE GREEN, being first duly sworn, testified as
follows:

By the Commissioner:

- Q What is your name ? A Lizzie Green.
Q What is your age ? A 41 years old.
Q What is your post office address ? A Idabel.
Q Are you the mother of Rutha Green ? A Yes sir.
Q Are you a Choctaw freedman ? A Yes sir.
Q What was your father's name ? A Dennis Humes.
Q Was he a freedman ? A Yes sir, I guess he was.
Q Whose slave was he ? A Robert Jones.
Q What is your mother's name ? A Marthella Humes.
Q Was she a freedman ? A No sir; she was a slave under Robert Jones.

The name of Lizzie Green appears opposite No.
352 upon the approved Choctaw freedman roll, Field
Card No. 262.

- Q There was received by the Commissioner at Muskogee, on July 26, 1906, an application for the enrollment of Rutha Green, as a Choctaw freedman, supported by affidavits signed by Lizzie Green and Marthella Humes which were made before S. L. Wright, a notary public, on the 21st of July, 1906: was that the date on which you made this application ?
A Yes sir.
Q Did you ever made any application before that for the enrollment of Rutha Green ? A Yes sir.
Q Before whom did you make it ? A I don't know who he was; I don't know his name.
Q Where was it ? A I don't know where it was we made it. My brother-in-law can tell you.
Q Did you go to some town to make it ? A No sir, I don't believe we was at any town. He can tell you exactly where it was made; I have forgot it.
Q How long before the 21st of July did you make this other one ? A I don't know that.
Q Rutha Green is your daughter, is she ? A Yes sir.
Q How old is she ? A Going on three years old.

- Q How old was she when you made this application that you speak of ? A One year old.
- Q Then it was two years ago, is it ? A Yes sir, about two years. She will be three years old this coming January.
- Q When you made this application before S. L. Wright did you leave the paper with him or did you take it yourself and mail it to the Commissioner ? A He took it.
- Q Did he tell you he would mail it in ? A Yes sir.
- Q Now you say your brother-in-law was present when the first application was made ? A Yes sir, he was present.
- Q What is your brother-in-law's name ? A Mose Noland.
- Q Was he present again when this one was made before S. L. Wright ? A Yes sir.
- Q He was there both times, was he ? A Yes sir.
- Q How much time elapsed between the first application and this one that was made before Wright ? A Made this first one last year. Notice come to us for us all to meet to enroll these last children, and we all met in time of that snow was.
- Q That was a year before this ? A It was this last January.
- Q You don't know where that was that you met ? A No sir.
- Q How far was it from your home ? A I come to Idabel.
- Q In the town of Idabel ? A Yes sir, at the time of that snow was.
- Q And at that time you made the application for Rutha, did you ? A Yes sir.

Witness excused.

MOSES NOLAND, being first duly sworn, testified as follows:

By the Commissioner:

- Q What is your name ? A Moses Noland.
- Q What is your age ? A Going on 34 years.
- Q What is your post office address ? A Idabel.
- Q Are you a brother-in-law of Lizzie Green ? A Yes sir.
- Q Were you present when an application was made before S. L. Wright, a notary public, for the enrollment of Rutha Green as a Choctaw freedman ? A Yes sir.
- Q What month was that ? A In January.
- Q What year ? A This year, 1906.
- Q Was any other application ever made that you know of for the enrollment of Rutha Green ? A Not that I know of; she was to make out an application before Wilson Chauncy a Choctaw.
- Q When was this that you were to make this application ? A I don't know just exactly; it has been a year or two years ago.
- Q Was this made at Idabel ? A Yes sir.
- Q Did you go there at the time ? A I didn't go there at the time she made it. I did go there and made out an application for mine and she was there at the time, but she didn't make hers out on account of not having the mid-wife there. The next day or two she made it out - that was my understanding.
- Q Do you know what became of this application that you made before Chauncy ? A No sir.
- Q You left them with him, did you ? A Yes sir.

Q. Was he an employe of the Government? A. I was informed that he was; he was working for the Indians.

Witness excused.

Mr. L. Martin, stenographer to the Commissioner to the Five Civilized Tribes, on oath states that he recorded the testimony in this cause, and that the above and foregoing is a full, true and correct transcript of his stenographic notes thereof.

Subscribed and sworn to before me this the 16 day of December, 1906.

Notary Public.

17-NR-402.

W-A-R

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the alleged application for the enrollment of Rutha Green as a Choctaw freedman.

D E C I S I O N

It appears from the record herein that on July 26, 1906, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Rutha Green as a Choctaw freedman.

On December 14, 1906, Lizzie Green, mother of applicant, appeared before the Commissioner to the Five Civilized Tribes at Atoka, Indian Territory, and gave testimony for the purpose of showing whether or not application had been made for the enrollment of said applicant as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906, (34 Stat., 137).

On said date Lizzie Green testified that on July 21, 1906, she executed her affidavit as did Marthella Humes, the attending mid-wife, relative to the birth of Rutha Green, before S. L. Wright, a notary public, and that said affidavits were left with said notary who said he would mail them. Witness further testified that another application for said Rutha Green was made in January 1906, at Idabel, Indian Territory, but that witness did not know before whom the same was made.

On said date Moses Noland testified that he was a brother-in-law of Lizzie Green and was present in January 1906, when application was made before S. L. Wright, a notary public, for the enrollment of Rutha Green. The witness further testified that prior to January 1906, Lizzie Green made application for the enrollment of Rutha Green at Idabel, Indian Territory, before Wilson Chauncey, who he was informed, was a Government employe.

It appears from the record herein that the affidavit of Lizzie Green and the affidavit of the attending mid-wife were executed on July 21, 1906, and were received at this office on July 26, 1906.

It does not appear from the records of this office that any application whatsoever was ever made for the enrollment

of Rutha Green as a Choctaw freedman prior to July 26, 1906; nor does it appear from the records of this office that Wilson Chauney was in the employ of this office during the years 1905 and 1906.

I am of the opinion that the evidence fails to establish that any application was made for the enrollment of Rutha Green as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906, (34 Stats., 137), and that, therefore, I am without authority to receive or consider or make any record of any application for her enrollment as such and that I should decline to receive the same, and it is so ordered.



Commissioner.

Wuskogee, Indian Territory,

FEB 11 1907

17-NB-402

COPY

Muskogee, Indian Territory, February 11, 1907.

A. G. Green,

Idabel, Indian Territory,

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 11, 1907, declining to receive or consider the application for the enrollment of Rutha Green as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *James Fisher*

Commissioner.

Registered.

Incl. 17-NB-402

17-NB-402.

copy
Muskogee, Indian Territory, February 11, 1907.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 11, 1907, declining to receive or consider the application for the enrollment of Rutia Green as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED

Sam H. Hoby

Commissioner.

Incl. 17-NB-402

J.P.

DEPARTMENT OF THE INTERIOR,

WASHINGTON.

S.P.

D.C. 12432-1907.

I.T.D. 2752, 3440, 5686, 5688, 5690-1907.

5692, 5696, 5704, 5708, 5710- "

5776, 5782, 5784, 5786, 5800- "

5802, 5804, 5820, 5824, 5842- "

5848, 5854, 5886, 5888, 5890- "

5918, 5920, 5944, 5958, 5962- "

5964, 5968- "

March 2, 1907.

LRS

DIRECT.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed.

Copies of Indian Office letters submit ing your reports and recommending that the decisions be affirmed are inclosed:

Title of Case.	Date of your letter of transmittal.
John W. Betts, et al.	June 19, 1906,
Rachel Dyer	December 20, 1906,
Mary E. Price, (intermarr age)	February 14, 1907,
Ella Horn, et al. (freedmen)	February 14, 1907,
James E. Mahardy (freedman)	February 14, 1907,
Andy Cotton (freedman)	February 14, 1907,
Oscar L. Stone, (intermarriage)	February 14, 1907,
Archie Newton, et al. (freedman)	February 14, 1907,
Charlotta McCurtain, (intermarriage)	February 14, 1907,
Cleorie Phillips (freedman)	February 14, 1907,
Rasaphelt Butler (freedman)	February 11, 1907,
Lewis Bird Springs, (freedman)	February 7, 1907,
Rutha Green, (freedman)	February 11, 1907.

Title of Case.	Date of your letter of transmittal.
Sam Stewart (freedman)	February 11, 1907.
Jane Freeman, et al. (freedman)	January 26, 1907.
Kyree Dangerfield, et al. (freedmen)	January 26, 1907.
Linder Harlan (freedman)	February 13, 1907.
Frieda Lucas, et al. (Miss. Choc.)	February 12, 1907.
Ines Crank, et al. (Miss. Choc.)	February 12, 1907.
Maggie Cotton (freedman)	February 8, 1907.
William F. Cook (Miss. Choc.)	February 11, 1907.
Wavery Columbus Hunter, et al. (Miss. Choc.)	February 12, 1907.
Augustus Anderson (freedman)	February 13, 1907.
Albert Wilson, et al. (freedmen)	February 13, 1907.
David Dyer	February 13, 1907.
Martha J. Moore, et al.	December 22, 1906.
Bill Daniels, et al. (freedmen)	February 14, 1907.
Melvina King, et al.	January 22, 1907.
Levi Cornish, et al. (Miss. Choc.)	February 12, 1907.
John Roberts	January 25, 1907.
Joe P. Hunter (Miss. Choc.)	February 12, 1907.
Florence L. Roberts (Miss. Choc.)	February 12, 1907.

A copy hereof and the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse K. Wilson,

Assistant Secretary.

32 inc. and
64 to Ind. Of.

A. F. Mc.
3-2-07.

-Copy-

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,

Wash.
D.C.
1907

WASHINGTON

February 27, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from Commissioner Bixby, dated February 11, 1907, transmitting the record relative to the application made on July 26, 1906, for enrollment of Rutha Green as a Choctaw freedman. On February 11, 1907, the Commissioner held that the applicant was not entitled to enrollment.

It does not appear from the record and Commissioner Bixby says that the records of his Office do not show that any application for the enrollment of the applicant was made prior to July 26, 1906, and it is therefore recommended that the decision of the Commissioner adverse to the applicant be approved.

Very respectfully,

C. F. Larrabee,

Acting Commissioner

J.P.B.-LL

17000-100

Muskogee, Indian Territory, April 4, 1907.

A. G. Green,

Idaho, Indian Territory.

Dear Sir:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 11, 1907, declining to receive or consider the application for the enrollment of Rasha Green as a Choctaw freedman.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

Muskogee, Indian Territory, April 4, 1907.

Samuel H. McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 12, 1907, declining to receive or consider the application for the enrollment of Rutha Green as a Choctaw freedman.

Respectfully,

Geo. P. Rodgers

Acting Commissioner.

Muskogee, Indian Territory, September 27, 1906.

A. G. Green ,

Idabel, Indian Territory.

Dear Sir:

There have been received at this office affidavits of Lizzie Green and Marthella Humes to the birth of Rutha Green, child of A. G. and Lizzie Green, January 23, 1905.

You will be notified of such action as is taken in regard to the affidavits to the birth of this child.

Respectfully,

Commissioner.

17-238

Muskogee, Indian Territory, December 1, 1906.

Lizzie Green,

Shawneetown, Indian Territory.

Dear Madam:

It appears from the records of the Commissioner that an application was received at this office on July 26, 1906, for the enrollment of your child, Rutha Green as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided an application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your child above named prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of pre-

L. G. #2

senting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

UNITED STATES
DEPARTMENT OF THE INTERIOR
FIVE CIVILIZED TRIBES
MUSKOGEE OKLA

August 9, 1907.

Refer in reply to
INDIAN LAND AND MONEY
JUL 178 6-8-07
Claim by Mathie Green.

~~XXXXXXXXXXXXXXXXXXXX~~ We have your recent letter in which you say you were born January 18, 1900, ^{referring to} and say your mother filed you as a Choctaw Freedman.

Our records show you were born January 25, 1900 and that application for your enrollment was not received at this office until July 28, 1906, too late to be considered for enrollment, and therefore your name was not placed on the approved Choctaw Freedman roll and no land was allotted to you. It is now entirely too late for you to be enrolled as a Freedman citizen of the Choctaw Nation as the rolls therefor were completed and closed on March 4, 1907, as provided by Act of April 26, 1906.

You ask if you are an heir in estates of several persons you mention. If you are an heir you should inherit your part in the estates left by the persons you mention. We are unable to give you any assistance in this matter and can only suggest that you consult some lawyer in whom you have confidence and be guided by his advice.

Respectfully,

To Miss Mathie Green,
328 East 2nd Street,
Oklahoma City, Oklahoma.
P.O.

A. E. LAMMAN
Superintendent for the
Five Civilized Tribes

By

Choc. M. Fr. 403

Nathan Brown

M. Fr. 403

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

Nathan Brown

Decline to receive Feb 7 1907

Copy of Decision Forwarded Applicant
Feb 7 1907Copy of Decision Forwarded Attorneys for
Choctaw and Chickasaw Nations. Feb 7 1907

Record Forwarded Department Feb 7 1907

Action Approved By Secretary of Interior
Mar 4 1907Notice of Departmental Action Forwarded
Attorneys for Choctaw And Chickasaw
Apr 3 1907Notice of Departmental Action Mailed
Applicant Apr 3 1907

ACT OF CONGRESS APPROVED APRIL 26, 1908

This is to certify that I Mandy Cohen,
a midwife attended on Sind Brown,
wife of Charley Brown on the 1st day
of April 1905 and there was born to
her on that day a male child and
said child was said to have been
named Nathan Brown and was living
on the 4th day of March 1906.
Witness my hand and seal this 17th day
of Dec 1906.

Mandy Cohen

Mandy Cohen

Subscribed and sworn to before me
this 17th day of Dec. 1906

for Southern Dist.

N. B. #407.

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

..... Nathan Brown

as a citizen of

Choctaw

..... Nation.

..... Choctaw Freedmen

Approved.

..... 190...

.....
Commissioner.

Department of the Interior
Received Jul 30 19 06
Enc No 93 of No 9381
Indian Territory Division.

N.B.#403.

Received
Aug 8-1906.

17-146-

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw freedmen Nation,
of Nathan Brown, born on the 1st day of Apr, 1905.
[Here insert name of child]
Name of Father: Chas Brown, a citizen of the Chickasaw freedmen Nation
Name of Mother: Siny Brown, a citizen of the Choctaw freedmen Nation.
Tribal enrollment of father: Chickasaw Tribal enrollment of mother: Choctaw
Postoffice: Franks, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }

Sou District. }

I, Siny Brown, on oath state that I am 28
years of age and a citizen by blood of the Choctaw freedmen Nation;
that I am the lawful wife of Chas Brown, who is a citizen, by
blood of the Chickasaw Nation; that a male child was
[Male or Female]
born to me on 1st day of Apr, 1905; that said child has been named
Nathan Brown and was living March 4, 1906
her
Siny Brown mark

WITNESSES TO MARK:

[Must be Two]
[Witnesses] D. L. Bradshaw
J. C. Bradshaw

Subscribed and sworn to before me this 17 day of July, 1906.

W. S. Burdeshaw
Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }

Sou District. }

I, Mandy Cohee, Mid-wife, on oath state that I
attended on Siny Brown, wife of Chas Brown
on the 1st day of Apr, 1905; that there was born to her on said date a male
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named Nathan
her
Brown
Mandy X Cohee
mark

WITNESSES TO MARK:

[Must be Two]
[Witnesses] J. L. Bradshaw
J. C. Bradshaw

Subscribed and sworn to before me this 17 day of July, 1906.

W. H. Burdeshaw

Notary Public

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES,
CHOCTAW LAND OFFICE.

-- :0: --

MOOPA, INDIAN TERRITORY, DECEMBER 18, 1906.

-- :0: --

IN THE MATTER of the application of Nathan Brown for
enrollment as a Choctaw freedman.

-----oOo-----

CHARLEY BROWN, being first duly sworn, testified as
follows:

By the Commissioner:

- Q What is your name ? A Charley Brown.
Q What is your age ? A 33 the 25th of this month.
Q What is your post office address ? A Franks, I. T.
Q Are you the father of Nathan Brown ? A Yes sir.
Q How old is Nathan; when was he born ? A April 1, 1905.
Q Is he living ? A Yes sir.
Q What is the name of his mother ? A Siny Cochran; Siny
Brown now.
Q Are you a Choctaw freedman ? A Chickasaw.
Q Is Siny a Choctaw freedman ? A Yes sir.
Q What is the name of your father ? A George Brown.
Q What is the name of your mother ? A Polly Brown.
Q Is your father a freedman ? A No sir.
Q Is your mother ? A Yes sir.
Q Who was her owner ? A Agness Love.
Q Have you any other children besides Nathan ? A Yes sir.
Q Name them ? A George Brown and Fannie May Brown.

The name of Charley Brown appears opposite No.
1733 upon the approved roll of Chickasaw freedmen,
field card No. 425.

- Q Your wife's name, you say, was Siny Cochran before you
married her ? A Yes sir.
Q What was her mother's name ? A Mary.
Q Was her mother a freedman ? A Yes sir.
Q What was the name of her mother's owner ? A I don't know.
Q Has Siny any brothers and sisters ? A Yes sir.
Q Name them ? A Frank Cochran, Mandy Cohee and Nathan
Cochran.
Q Has she a brother named President ? A Yes sir.
Q And a sister named Ella ? A Yes sir.

The name of Mary Cochran appears opposite No.
3000 upon the approved roll of Choctaw freedmen, field
card No. 12.

- Q There is on file at the office of the Commissioner an application for the enrollment of Nathan Brown as a Choctaw freedman, supported by affidavits signed by Siny Brown, as mother, and by Mandy Cohoe, as mid-wife, which affidavits were made before W. H. Burdeshaw, a notary public, on the 17th of July, 1906, and this application was received by the Department of the Interior July 30, 1906: were you present when the affidavits were made? A Yes sir.
- Q What did you do with the paper; did you take it with you or did you leave it with the notary? A He sealed it and put it in the office himself.
- Q Did you see him do it? A Yes sir.
- Q When did he post it? A The same evening, on the evening of the 17th of July, 1906, he went right to the post office.
- Q Did you walk with him to the post office? A Yes sir.
- Q You saw him put it in the box? A Yes sir.
- Q You know of no reason why it should not have been received before the 30th of July, 1906? A No sir, no reason at all. I couldn't get no answer from it and I wrote the Commissioner about it.
- Q To whom did he address it? A Wiggins and Brown at Ardmore.
- Q Why was it sent there; why wasn't it sent to the Commissioner at Muskogee? A Because Wiggins and Brown sent us a letter and told us to make out all applications and bring to him or come before him and make them, and we just made them and sent them to him.
- Q Is this the only application that was ever made for Nathan? A Yes sir.
- Q You handed me here an affidavit written out in ink, signed by Mandy Cohoe, and dated December 17, 1906: do you wish that filed with the papers in this case? A Yes sir.

Affidavit is received and attached to the original application.

(Witness excused)

Wm. L. Martin, stenographer to the Commissioner to the Five Civilized Tribes, on oath states that he recorded the testimony in this cause, and that the above and foregoing is a full, true and correct transcript of his stenographic notes thereof.



Subscribed and sworn to before me this the 14 day of December, 1906.



Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the alleged application for the enrollment of Nathan Brown as a Choctaw freedman.

-----ooOoo-----

It appears from the record herein that on August 8, 1906, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Nathan Brown as a Choctaw freedman.

On December 18, 1906, Charley Brown, the father of the applicant, appeared before the Commissioner to the Five Civilized Tribes, at Atoka, Indian Territory, and gave testimony for the purpose of showing whether or not application had been made for the enrollment of said applicant as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats. 137).

On said date Charley Brown testified that on July 17, 1906, Siny Brown, mother of the applicant, and Mandy Cohee, the attending midwife, executed their respective affidavits relative to the birth of Nathan Brown, before W. H. Burdeshaw, a notary public, and that said notary took the affidavits and mailed them on the evening of July 17, 1906, to Wiggins & Brown, Ardmore, Indian Territory, and that said application was the only application ever made for the enrollment of said applicant.

It further appears from the record herein that the affidavit of Siny Brown and the affidavit of the midwife who attended the said Siny Brown at the birth of the applicant, were executed on July 17, 1906, and that said affidavits were received at this office on August 8, 1906, by reference from the Department.

It does not appear from the records of this office that any application was made for the enrollment of said applicant as a Choctaw freedman prior to July 26, 1906.

I am of the opinion that the evidence fails to establish that any application was made for the enrollment of Nathan Brown as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), and that, therefore, I am without authority to receive or consider or make any record of any application for his enrollment as such, and that I should decline to receive the same, and it is so ordered.

Muskogee, Indian Territory,


Commissioner.

FEB 9 1907

17-MB-403.

COPY

Muskogee, Indian Territory, February 7, 1907.

Charley Brown,

Franks, Indian Territory,

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 7, 1907, declining to receive the application for the enrollment of Nathan Brown as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *James Bixby*

Commissioner.

Respectfully,

Incl. 17-MB-403.

17-NB-403.

COPY

Muskogee, Indian Territory, February 7, 1907.

Massfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 7, 1907, declining to receive the application for the enrollment of Nathan Brown as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tams Bixby*

Commissioner.

Incl. 17-NB-403.

COPY

Muskogee, Indian Territory, February 7, 1907.

The Honorable,

The Secretary of the Interior:

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Nathan Brown as a Choctaw freedman, including the decision of the Commissioner to the Five Civilized Tribes, dated February 7, 1907, declining to receive said application.

Respectfully,

SIGNED *Tamm Bixby*
Commissioner.

2 Incl.

Through the

Commissioner of Indian Affairs.

LRS.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

F.P.

S.P.

I.T.D. 6190, 7248, 7322, 7328, 7370-1907.

7378, 7382-

D. C. 12855-1907.

March 4, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your report and recommending that the decisions be affirmed are inclosed:

Title of Cases.	Date of your letter of transmittal.
Eliza A. Alexander, et al.	February 15, 1907.
Nathan Brown (freedman)	February 7, 1907.
Louise Dyer	February 20, 1907.
Mary Graham (freedman)	February 20, 1907.
Hester S. Bailey	February 20, 1907.
Leroy Davis, et al (freedmen)	February 11, 1907.
Nesbit Colbert (freedman)	February 7, 1907.

A copy hereof and the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

E. A. Hitchcock

7 inc. and
14 to Ind. Of.

Secretary.

W.C.F. 3/4/07.

Refer in reply to the following:
Land: 13717-1907.

Copy

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON, March 1, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from Commissioner Bixby, dated February 7, 1907, transmitting the record relative to the application made on August 8, 1906, for enrollment of Nathan Brown as a Choctaw freedman. On February 7, 1907, the Commissioner held that the applicant was not entitled to enrollment.

The decision of the Commissioner has been examined and found to be correct and its approval is recommended.

Very respectfully,

C.F. Larrabee,

Acting Commissioner.

JPB.VL.

17-MB-403.

Muskogee, Indian Territory, April 3, 1907.

Charley Brown,

Franks, Indian Territory.

Dear Sir:

You are hereby advised that on March 4, 1907, the Secretary of the Interior affirmed the decision of this office of February 7, 1907, declining to receive the application for the enrollment of Nathan Brown as a Choctaw freedman.

Respectfully,

Sco. D. Rodgers.

Acting Commissioner.

17-NT-403.

Muskogee, Indian Territory, April 3, 1907.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 4, 1907, the Secretary of the Interior affirmed the decision of this office of February 7, 1907, declining to receive the application for the enrollment of Nathan Brown as a Choctaw freedman.

Respectfully,

S. D. P.

Acting Commissioner.

17-12

Muskogee, Indian Territory, October 13, 1906.

Charley Brown,

Franks, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of September 29 in which you state that the affidavits to the birth of Nathan Brown were made April 17 and were forwarded to S. F. Williams, of Ardmore, Indian Territory, who was to forward them to this office.

In reply you are advised that affidavits to the birth of Nathan Brown have been received at this office and you will be notified of the action taken thereon.

You are informed that the question of whether or not Choctaw and Chickasaw freedmen children are entitled to enrollment under the act of Congress approved April 26, 1906, is now pending before the Secretary of the Interior.

Respectfully,

MEI

Commissioner.

17-1444

uskoree, Indian Territory, December 1, 1906.

Charles Brown,

Franks, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on August 8, 1906, for the enrollment of your child, Nathan Brown as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your child above named prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of

C. B. , 2

presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

17-UB-403

Muskogee, Indian Territory, June 13, 1907.

Charley Brown,

Franks, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of June 7, 1907, in which you state that in last July you made out an affidavit to the birth of your child Nathan Brown but have not heard from it and you ask what has been done with same.

In reply to your letter you are advised that on February 7, 1907, the Commissioner to the Five Civilized Tribes rendered a decision declining to receive the application for the enrollment of Nathan Brown, child of Charley and Siney Brown, as a Choctaw freedman, and on March 4, 1907, this action was approved by the Secretary of the Interior. This case is therefore considered closed.

Respectfully,

Commissioner.

Choc. M. Fr. 404

Nonie Cochran

M. Fr. 404

404

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

Nonie Cochran

Decline to receive Feb 13 1907

Record Forwarded Department Feb 13 1907

Action Approved By Secretary of Interior
Mar 2 1907

Notice of Departmental Action Forwarded
Attorneys for Choctaw and Chickasaw
Nations Apr 12 1907

Notice of Departmental Action Mailed
Applicant Apr 12 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

404

N.B #404

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

.....
Nonie Cochran

as a citizen of

..... Choctaw Nation.
Choctaw Freedmen

Approved..... 190...

.....
Commissioner.
.....

DEPARTMENT OF THE INTERIOR
Received Jul 30 1906
Enc No 96 of No 9381
Indian Territory Division

N.B.#404.

Received
Aug 8-1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Chickasaw Freedmen Nation,
of Nonie Cochran born on the 27 day Sept. 1904.
[Here insert name of child]
Name of Father: Frank Cochran a citizen of the Chickasaw Freedmen Nation.
Name of Mother: Agnes Cochran a citizen of the Choctaw Freedmen Nation.
Tribal enrollment of father: Choctaw Tribal enrollment of mother: Chickasaw
Postoffice: Franks, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
.....Sou. District.

I, Agnes Cochran, on oath state that I am 29 years of age and a citizen by blood of the Chickasaw Freedmen Nation; that I am the lawful wife of Frank Cochran, who is a citizen, by blood of the Choctaw Freedmen Nation; that a female child was born to me on 27 day of Sept. 1904; that said child has been named Nonie Cochran and was living March 4, 1906.

Agnes X Cochran
mark

WITNESSES TO MARK:

[Must be Two Witnesses] { D. L. Bradshaw (SEAL)
J. C. Bradshaw

Subscribed and sworn to before me this 17 day July 1906.

W. H. Burdeshaw
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
.....Sou. District.

I, Mandy Cohee Mid-wife, on oath state that I attended on Agnes Cochran, wife of Frank Cochran on the 27 day of Sept. 1904; that there was born to her on said date a female child; that said child was living March 4, 1906, and is said to have been named Nonie.

her
Mandy X Cohee
mark

WITNESSES TO MARK.

[Must be Two Witnesses] { D. L. Bradshaw
J. C. Bradshaw (SEAL)

Subscribed and sworn to before me this 17 day of July 1906.

W. H. Burdeshaw
Notary Public.

This is to certify that I Mandy Cohee a midwife attended
on Agnes Cochran wife of Frank Cochran on the 24th day of
September 1904 and there was born to her on that date a female
child and said child was said to have been named Nonie
Cochran and was living the 4th day of March 1906.

Witness my hand and seal this 17th day of Dec 1906.

Witness

her
Mandy X Cohee
mark

C. C. Swar

D. J. Guy

Subscribed ~~to~~ and sworn to before me this 17th day of Dec
1906.

(SEAL)

George F. Byrd Notary Public
for Southern District Ind. Ter.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES,
CHOCTAW LAND OFFICE.

-- :o: --

ATOKA, INDIAN TERRITORY, DECEMBER 18, 1906.

-- :o: --

IN THE MATTER of the application of Monie Cochran
for enrollment as a Choctaw freedman.

-----oOo-----

FRANK COCHRAN, being first duly sworn, testified as
follows:

By the Commissioner:

- Q What is your name ? A Frank Cochran.
Q What is your age ? A 32 years old.
Q What is your post office address ? A Franks, I. T.
Q Are you the father of Monie Cochran ? A Yes sir.
Q When was Monie born ? A September 24, 1904.
Q Are you a Choctaw freedman ? A Yes sir.
Q What is your mother's name ? A Mary Cochran.
Q What was her father's name ? A Icoche.
Q Who was her father's owner ? A She had no owner; she was
a full blood Chickasaw.
Q What was your mother's mother's name ? A I cannot think of
it.
Q Was it Rose ? A No sir.
Q Was it Violet ? A Yes sir.
Q Who was her owner ? A I cannot tell you.
Q Did you have a brother named President ? A Yes sir.
Q Did you have any sisters ? A Yes sir.
Q What are their names ? A Ella, Siny and Mandy.

The name of Frank Cochran appears opposite No.
3003 upon the approved roll of Choctaw freedmen, field
card No. 12.

- Q What is the name of the mother of Monie ? A Agness.
Q Is she a freedman ? A Yes sir.
Q Of what nation ? A Chickasaw.
Q Is she enrolled as Agness Cochran ? A Agness Colbert.
Q Are you married to her ? A Yes sir.
Q When were you married ? A I disremember now when - my
marriage certificate burned up.
Q About when was it, about how many years ? A It has been 7
or 8 years, I cannot say positively.
Q You were separated from her once, were you ? A Yes
sir.
Q Are you living with her now ? A Yes sir.

- Q How long ago did you separate from her ? A I cannot hardly tell how long it has been.
- Q How long were you separated from her ? A We were separated three or four months, something like that.
- Q How long have you been living together since ? A I reckon 5 or 6 years probably, something like that.
- Q Are you sure it is as much as five years ? A Yes sir.
- Q Are you sure it is as much as three years ? A I would hate to say not knowing exactly.
- Q If you are sure it was five years you ought to be absolutely sure it is three years ? A Somewhere along there.
- Q You were not divorced from her, were you ? A No sir, way long time ago when we separated we didn't need any divorce according to the Indian law, Chickasaw law.
- Q Did your separation act as a divorce ? A Yes sir.
- Q Were you married again ? A Yes sir, we had to get a license to get married.
- Q You got a license the second time ? A Yes sir.
- Q Who married you ? A Parson Hooks.
- Q Do you remember when that was you were married the second time to her ? A No sir, got my certificate burned up.
- Q And this child, Nonie, was born since you were married to her the second time ? A Yes sir, I have got several more older than her.
- Q Have you got any older than Nonie who were born since the second married ? A Yes sir, Mary Cochran.
- Q You are positive on that, are you ? A Yes sir.
- Q There is on file at the office of the Commissioner an application for the enrollment of Nonie Cochran as a Choctaw freedman, which application appears to have been made in affidavit form on the 17th day of July, 1906, before W. H. Burdeshaw, a notary public, and to have been received by the Department of the Interior on July 30, 1906, and by the Commissioner to the Five Civilized Tribes on August 8, 1906. One of the affidavits was signed by Agness Cochran and one by Mandy Cohen: were you present when these were made ? A Yes sir.
- Q Do you remember that they were made on the 17th of July, 1906 ? A Yes sir.
- Q What was done with the paper after it was signed and sworn to ? A Took it and put it in the post office.
- Q Who put it in the post office ? A Burdeshaw, the notary public.
- Q How did you happen to see him put it in the post office ? A It is right adjoining the store he stayed in.
- Q Did you see the address on the envelope ? A I cannot read.
- Q Then you don't know to whom the paper was sent, do you ? A When the papers were first made he said he would send them to Brown and Wiggins.
- Q Where is Brown and Wiggins ? A At Ardmore.
- Q Who are they ? A Lawyers.
- Q Was this man Burdeshaw connected with Brown and Wiggins ? A No sir, Brown and Wiggins said for us to come before them and make out these papers and we didn't do that, we went down down before a notary and made them out and then sent them.

Q Was any other application besides this one ever made for the enrollment of Nonie Cochran ? A No sir.

(Witness excused)

Wm. L. Martin, stenographer to the Commissioner to the Five Civilized Tribes, on oath states that he recorded the testimony in this cause, and that the above and foregoing is a full, true and correct transcript of his stenographic notes thereof.

Subscribed and sworn to before me this the 17 day of December, 1906.

Wm. L. Martin
Notary Public.

17-ND-40 .
W. A. P.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the alleged application for the enrollment of Nonie Cochran as a Choctaw freedman.

It appears from the record herein that on August 8, 1906, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Nonie Cochran as a Choctaw freedman.

It appears from the record herein and from the records of this office that Nonie Cochran was born on September 27, 1904, and is the daughter of Frank Cochran whose name appears opposite No. 3003 on the final roll of Choctaw freedmen approved by the Secretary of the Interior September 26, 1903, and of Agnes Cochran whose name appears as Agnes Colbert opposite No. 326 on the final roll of Chickasaw freedmen approved by the Secretary of the Interior December 12, 1902.

On December 18, 1906, Frank Cochran, father of applicant appeared before the Commissioner to the Five Civilized Tribes at Atoka, Indian Territory, and gave testimony for the purpose of showing whether or not application had been made for the enrollment of said applicant as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906, (34 Stats., 137).

On said date Frank Cochran testified, among other things, that on July 17, 1906, Agnes Cochran, mother of applicant, and Vandy Cohee, the attending mid-wife, executed their respective affidavits relative to the birth of Nonie Cochran before W. H. Burdeshaw, a notary public and that said notary took said affidavits and mailed them to Brown & Wiggins at Ardmore, Indian Territory, and that no other application was ever made for the enrollment of Nonie Cochran.

It further appears from the record herein that the affidavit of Agnes Cochran and the affidavit of the attending mid-wife were executed on July 17, 1906, and were received by the Commissioner at this office on August 8, 1906 by reference from the Department.

It does not appear from the records of this office that any application whatsoever was made for the enrollment of said applicant as a Choctaw freedman prior to August 8, 1906.

I am of the opinion that the evidence fails to establish that any application was made for the enrollment of Nonie Cochran as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906, (34 Stats., 137), and that therefore, I am without authority to receive or consider or make any record of any application for her enrollment as such and that I should decline to receive the same and it is so ordered.

Muskogee, Indian Territory,

FEB 13 1907


Commissioner.

17-NB-404

Muskogee, Indian Territory, February 13, 1907.

Frank Cochran,
Franks, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 13, 1907, declining to receive the application for the enrollment of Nonie Cochran as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED _____

Commissioner.

Registered.

Incl. 17-NB-404

17-NB-404

Muskogee, Indian Territory, February 13, 1907.

Wansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 13, 1907, declining to receive the application for the enrollment of Nonie Cochran as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Yours Truly,
James B. Bixby

Commissioner.

Incl. 17-NB-404

COPY

Muskogee, Indian Territory, February 13, 1907.

The Honorable,

The Secretary of the Interior:

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Nonie Cochran as a Choctaw freedman, including the decision of the Commissioner to the Five Civilized Tribes, dated February 13, 1907, declining to receive said application.

Respectfully,

SIGNED

Jesse Bixby

Commissioner.

2 Incl.

Through the
Commissioner of Indian Affairs.

YP

DEPARTMENT OF THE INTERIOR,

LRS

WASHINGTON.

O.V.

D.C. 12633-1907.

I.T.D. 6196, 6216, 6220, 6224-07.
 6236, 6246, 6266, 6272-07.
 6286, 6288, 6290, 6302-07.
 6306, 6478, 6480, 6486-07.
 6492, 6606, 6608, 6514-07.
 6518, 6530, 6532, 6536-07.
 6672, 6674, 6688, 6692-07.
 6696, 6700, 6704, 6722-07.
 6724, 6734, 6736, 6740-07.
 6742, 6758, 6782-07.
 6786, 6788, 6796-07.
 6798, 6806, 6816, 6826-07.
 6828, 6830-07.

March 2, 1907.

DIRECT

Commissioner to the Five Civilized Tribes,
 Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are enclosed:

Title of Case	Title of Your Letter of Transmittal.
Richard Floyd, (Freedman),	February 13, 1907.
Dave and Addie May Bailey (Freedmen),	February 13, 1907.
Ardshia and Larcie McKinney (Freedmen),	February 16, 1907.
Nonie Cochran (Freedman),	February 13, 1907.
Mamey Cole and Lisa Ellen Cole (Freedmen),	February 14, 1907.
E. C. Seale, et al.,	February 14, 1907.
Basell and Laveter Artry, (Freedman),	February 14, 1907.
Nellie J. Gideon et al.,	December 29, 1906.
Bama and Evaline Jackson,	February 14, 1907.
Ida Bell Pennett,	February 15, 1907.

Title of case.	Date of Your letter of Transmittal.
Memie Warner et al., (Freedmen),	February 16, 1907.
Katie Simpson et al.,	February 16, 1907.
Raymond Henry Davis,	February 14, 1907.
Nancy T. Wilson et al., (Miss. Choc.),	February 12, 1907.
J. H. Hill and Newton Hill,	January 25, 1907.
Flora Lee Spring (Freedman),	February 12, 1907.
William Edgar and Oscar Jeffreys, [Miss. Choc.),	February 11, 1907.
Celestine Pierce (Freedman),	February 13, 1907.
Hisk Cubit (Freedman),	February 13, 1907.
Lucretia Hadnot et al.,	February 15, 1907.
Susan A. Baird,	February 15, 1907.
William Allen Gee (Miss. Choc.),	February 12, 1907.
Ella Williams (Freedman),	February 13, 1907.
Ida Colbert,	February 12, 1907.
Mable Everidge (Freedman),	February 15, 1907.
Duckie May Mabrie (Freedman),	February 15, 1907.
Cornelious and Vaneda Riddle (Freedman),	February 15, 1907.
Jimmie Lee Alexander (Freedman),	February 13, 1907.
Fred M. Patterson et al.,	February 15, 1907.
Ed Childers et al., (Freedmen),	February 12, 1907.
Lizzie Bennis (Freedman),	February 15, 1907.
Hellen D'Grace McMurty,	February 12, 1907.
Mable Bailey and Susa Anna Bailey (Freedmen),	February 13, 1907.
John Louis (Freedman),	February 15, 1907.
Amanda Mutchy, (freedman),	February 15, 1907.
Matt Davis et al.,	February 15, 1907.
Marjie Record (Freedman),	February 15, 1907.
Laura Henry (Freedman),	February 14, 1907.
Ollie Webster (Freedman),	February 15, 1907.
James McCall,	February 15, 1907.
Nellie Elisabeth Kendrick (Freedman),	February 15, 1907.
Elwood Judy (Freedman),	February 15, 1907.
Oscar Brown (Freedman),	February 15, 1907.
Verna Verniti Bryant,	February 13, 1907.
Richard R. Perry (Freedman),	February 15, 1907.
James Luke Tubbee (Miss. Choc.),	February 20, 1907.
Elmina Berryman (Miss. Choc.),	February 20, 1907.
Ethel Rogers (Miss. Choc.),	February 20, 1907.

A copy hereof and all the papers in the above mentioned

-3-

cases have been sent to the Indian Office.

Respectfully,

Jesse E. Wilson,

Assistant Secretary.

48 inc. and 96 inc.
for Ind. Of.

W.C.F.

3/3/07.

Refer in reply to the following:

COPY

Land.
15990-1907.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 28, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to invite your attention to the enclosed record of the Commissioner to the Five Civilized Tribes in the matter of the alleged application for the enrollment of Monie Cochran as a Choctaw freedman.

The Commissioner found that the application in this case was not made within the time limited by the Act of Congress approved April 26, 1906 (34 Stat.L.,137), and that he was therefore without authority to receive or consider it, and on February 13, 1907, he rejected the applicant.

It being shown that the application in this case was not made within the time prescribed by law, it is recommended that the action of the Commissioner be approved.

Very respectfully,

C. F. Larrabee,

Commissioner.

ERH-T

17-NB-404

Muskogee, Indian Territory, April 12, 1907.

Frank Cochran,

Franks, Indian Territory.

Dear Sir:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 13, 1907, declining to receive the application for the enrollment of Nonie Cochran as a Choctaw freedman.

Respectfully,

Geo. D. Rodgers

ACTING Commissioner.

17-MB-404

Muskogee, Indian Territory, April 12, 1907.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 13, 1907, declining to receive the application for the enrollment of Nonie Cochran as a Choctaw freedman.

Respectfully,

Geo. D. Rodgers
Commissioner.

79
19-~~11~~-13

17-~~11~~-12

Wuskoree, Indian Territory, December 1, 1906.

Frank Cochran,

Franks, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on August 8, 1906, for the enrollment of your child, Nonie Cochran, as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 23, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 1, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your above named child prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony to the submission of such application within the required time.

Respectfully,

Commissioner.

Choc. M. Fr. 405

Jessie May Butler

M. Fr. 405

405

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

Jessie May Butler *

Transferred to 17 N.B. 118 Jan. 26, 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

405

405
Choctaw Friedman
(act April 26 1906)
Jessie May Butler

Transferred to 17 N.B 118
Jan 26, 1907

Choc. M. Fr. 406

Beatrice Jeffres

Maudie Jeffres

M. Fr. 406

406

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

Beatrice Jeffries
Maudie Jeffries

REFUSED. Feb 11 1907

Record Forwarded Department Feb 11 1907

Action Approved By Secretary of Interior
Mar 13 1907

Notice of Departmental Action Forwarded
Attorneys for Choctaw And Chickasaw Nation
Apr 13 1907

Notice of Departmental Action Mailed
Applicant Apr 13 1907

406

N. B. - #406

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

..... Beatrice Jeffres

as a citizen of

..... Choctaw Freedmen Nation.

Approved..... 190...

.....
Commissioner.
.....

Department of the interior

Received Jul 30 1906

Enc No 29 of No 9381

Indian Territory Division

N.B.#406

Received

Aug-8-06

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MIXOBS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Beatrice Jeffres, born on the 30 day of August 1904,
Name of Father Henry Jeffres a citizen of the --- Nation.
Name of Mother Ada Jeffres a citizen of the Choctaw Nation.
Tribal enrollment of father --- Tribal enrollment of mother Choc-Freed
Postoffice Bluff, I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Cent District.

I, Ada Jeffres, on oath state that I am 20
years of age and a citizen by adoption of the Choctaw Nation;
that I am the lawful wife of Henry Jeffres, who is a citizen, by
of the --- Nation; that a female child was
born to me on 30 day of August 1904; that said child has been named
Beatrice Jeffres and was living March 4, 1906.

Ada Jeffres

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 21 day of July 1906.

(SEAL)

P. Davis
Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Cent District.

I, Mahalia Jeffres, mid-wife, on oath state that I
attended on Ada Jeffres, wife of Henry Jeffres
on the 30 day of Aug 1904; that there was born to her on said date a female
child, that said child was living March 4, 1906, and is said to have been named Beatrice
Jeffres her

Mahalia mark Jeffres.

WITNESSES TO MARK:

[Must be Two Witnesses] {
P. Davis
Henry Jones

Subscribed and sworn to before me this 21 day of July 1906

(SEAL)

P. Davis

Notary Public

N.B.#406

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

.....Maudie Jeffres.....

as a citizen of

.....Choctaw Freedmen.....

.....Nation.
.....

Approved..... 190...

.....
.....Commissioner.
.....

Department of the Interior
Received Jul 30 1906
Enc No 30 of No 9381
Indian Territory Division

N.B.#406

Received
Aug 8-06

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MIKORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Maudie Jeffres born on the 10 day of Jan'y 1906
(Here insert name of child)
Name of Father: Henry Jeffres a citizen of the ----- Nation.
Name of Mother: Ada Jeffres a citizen of the Choctaw Nation.
Tribal enrollment of father: ----- Tribal enrollment of mother: Choc-Freed
Postoffice: Bluff, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Cent District. }

I, Ada Jeffres, on oath state that I am 20 years of age and a citizen by Adoption, of the Choctaw Nation; that I am the lawful wife of Henry Jeffres, who is a citizen, by ----- of the ----- Nation; that a female child was born to me on 10 day of Jan'y 1906; that said child has been named Maudie Jeffres and was living March 4, 1906.

Ada Jeffres

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 21 day of July 1906.

(SEAL)

P. Davis

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Cent District. }

I, Mahalia Jeffres, a mid-wife, on oath state that I attended on Ada Jeffres, wife of Henry Jeffres on the 10 day of Jan'y 1906; that there was born to her on said date a female child; that said child was living March 4, 1906, and is said to have been named Maudie Jeffres her Mahalia Mark Jeffres

WITNESSES TO MARK:

[Must be Two Witnesses] { P. Davis
Lee Lewis

Subscribed and sworn to before me this 21 day of July 1906

(SEAL)

P. Davis

Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES,
CHOCTAW LAND OFFICE.

-- :o: --

ATOKA, INDIAN TERRITORY, DECEMBER 18, 1906.

-- :o: --

IN THE MATTER of the application of Maudie Jeffres
and Beatrice Jeffres for enrollment as Choctaw freedmen.

-----oOo-----

HENRY JEFFRES, being first duly sworn, testified
as follows:

By the Commissioner:

Q What is your name ? A Henry Jeffres.
Q What is your age ? A 25 years old.
Q What is your post office address ? A Bluff, I. T.
Q Are you the father of Maudie and Beatrice Jeffres ?
A Yes sir.
Q Are you a Choctaw freedman ? A No sir.
Q Is the mother of these children a Choctaw freedman ?
A Yes sir.
Q What is her name ? A Ada Jeffres.
Q What was her name before you married her ? A Ada Haywood.
Q What was her father's name ? A Ross Haywood.
Q Was he a freedman ? A No sir.
Q What was her mother's name ? A Hannah Haywood.
Q Who was her owner ? A I don't know.
Q Has Ada any brothers and sisters ? A Yes sir.
Q What is the name of her oldest sister ? A Dora.
Q Is Dora married ? A Yes sir.
Q What is her last name ? A Dora Cole.

The name of Ada Haywood appears opposite No.
1060 upon the approved roll of Choctaw freedmen,
Field Card No. 482.

Q When was Maudie born ? A January 10, 1906.
Q Is she living ? A Yes sir.
Q When was Beatrice born ? A Born August 30, 1904.
Q Is she living ? A Yes sir.
Q An application for each of these children has been filed
with the Commissioner. The applications and the supporting
affidavits are dated July 21, 1906, and are marked as
having been received by the Department of the Interior
July 30, 1906: do you know why these papers were not sent
in sooner ? A No sir, I do not.
Q Were you present when the mother of the children and the
attending mid-wife made these affidavits ? A Yes sir.

- Q What were done with the papers after they were sworn to ?
A Them commissioners kept them.
Q What commissioners ? A Wiggins and I disremember the other ones name.
Q Where were these commissioners ? A At Hugo.
Q What do you mean when you say they were commissioners ?
A That is what they told me they were.
Q Did you pay them for making out these papers ? A Yes sir.
Q Was P. Davis one of them ? A I think he was; I disremember the other fellow's name, I would not harly know it if a person was to call it.
Q These are the only applications ever made for these children ? A Yes sir.
Q You never attempted to make an application before ?
A No sir.
Q And you expected these men to make the proper disposition of the papers ? A Yes sir.

(Witness excused)

Wm. L. Martin, stenographer to the Commissioner to the Five Civilized Tribes, on oath states that he recorded the testimony in this cause, and that the above and foregoing is a full, true and correct transcript of his stenographic notes thereof.

Subscribed and sworn to before me this the 14 day of December, 1906.

Wm. L. Martin
Notary Public.

17-M.B.-406
W.A.B.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the alleged application for the enrollment of Beatrice Jeffres and Maudie Jeffres as Choctaw freedmen.

D E C I S I O N .

It appears from the record herein that on August 8, 1906, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Beatrice Jeffres and Maudie Jeffres as Choctaw freedmen.

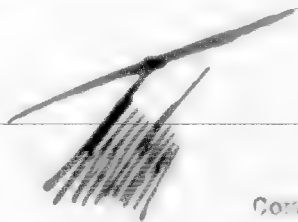
On December 18, 1906, Henry Jeffres, father of the applicants, appeared before the Commissioner to the Five Civilized Tribes at Atoka, Indian Territory, and gave testimony for the purpose of showing whether or not application had been made for the enrollment of Beatrice Jeffres and Maudie Jeffres as Choctaw freedmen within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

On said date Henry Jeffres testified that on the twenty-first day of July, 1906, Ada Jeffres, mother of the applicants, and Mahalia Jeffres, the attending mid-wife, executed their respective affidavits relative to the birth of Beatrice Jeffres and Maudie Jeffres at Hugo, Indian Territory, and that said affidavits were given to one Mr. Viggins and said applications were the only applications ever made for the enrollment of said applicants.

It further appears from the record herein that the affidavits of Ada Jeffres and Mahalia Jeffres were executed on the twenty-first day of July, 1906, and were received by the Commissioner at this office on August 8, 1906, by reference from the Department.

It does not appear from the records of this office that any applications were ever made for the enrollment of said applicants prior to August 8, 1906.

I am of the opinion that the evidence fails to establish that any applications were made for the enrollment of Beatrice Jeffres and Maudie Jeffres as Choctaw freedmen, within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), and that, therefore, I am without authority to receive or consider or make any record of any application for their enrollment as such and that I should decline to receive or consider the same, and it is so ordered.



Commissioner.

Muskogee, Indian Territory,

FEB 11 1907

17-12-406

COPY

Indian Territory, February 12, 1907.

Henry C. Jones,

Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 11, 1907, declining to receive or consider the application for the enrollment of Blanche J. Jeffres and Fannie Jeffres as Choctaw freedmen.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tame Bixby*

Commissioner.

Respectfully,

Ind. 17-12-406

17-NS-406

COPY

Muskogee, Indian Territory, February 11, 1907.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 11, 1907, declining to receive or consider the application for the enrollment of Beatrice Jeffres and Maudie Jeffres as Choctaw freedmen.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED

James Bixby

Commissioner.

Register

Incl. 17-NS-406

COPY
Muskogee, Indian Territory, February 11, 1907.

The Honorable,

The Secretary of the Interior:

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Beatrice Jeffres and Maudie Jeffres as Choctaw freedmen, including the decision of the Commissioner to the Five Civilized Tribes, dated February 11, 1907, declining to receive or consider said application.

Respectfully,

SIGNED *Tamie Bixby*

Commissioner.

2 Encl.

Through the
Commissioner of Indian Affairs.

D. C. 12853-1907.

P. P.
PHO.

DEPARTMENT OF THE INTERIOR,

WASHINGTON. March 4, 1907.

SRS.

I. T. D.

6124, 6146, 6152, 6158, 6170-07.
6192, 6992, 7002, 7266, 7270- "
7294, 7326, 7344, 7366, 7374- "
7376, 7380, 7392, 7404, 7410- "
7414, 7418, 7442, 7472, 7476- "
7486, 7490, 7526, 7548, 7550- "
7552, 7554, 7556, 7558, 7594- "
7652, 7654, 7666, 7678, 7680- "
7684, 7686, 7694, 7698, 7708- "
7716, 7724, 7728, 7734- "
DIRECT.

Commissioner to the Five Civilized Tribes,

Wuskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw enrollment cases
adverse to the applicants are hereby affirmed, viz:

Title of Case.	Date of your letter of transmittal.
Alex and Lee G. Lewis (Freedmen)	February 14, 1907.
Cora Bailey (Freedman)	February 13, 1907.
Virginia and Dave Colbert (Freedmen)	February 12, 1907.
Stella Marlow	February 15, 1907.
Joanna Pollock, et al.	December 24, 1906.
Ulysis and Sydney Frazier (Freedmen)	February 14, 1907.
Annie and Daniel Carter (Freedmen)	February 14, 1907.
Margie Hall (Freedman)	February 15, 1907.
Lavera Perry (Freedman)	February 7, 1907.
Willie and Jennie Roberts	February 6, 1907.
Clarence Vails	February 7, 1907.
Beatrice and Maudie Jeffries (Freedmen)	February 11, 1907.
L. F. Rhoades, et al.,	February 14, 1907.
Alroner Pitchlynn (Freedman)	February 11, 1907.
Henry and Minnie Reed (Freedmen)	February 11, 1907.
Vivian V. and Clyde Parks	February 11, 1907.
Narvin Clifford Hanley,	February 7, 1907.
Blanche M. Stark, et al.,	February 20, 1907.

Title of Case.	Date of your letter of transmittal.
James H. Law, (Intermarried)	February 6, 1907.
Nell Serna (Miss. Choc.)	February 7, 1907.
David and Mariadell Powell (Freedmen)	February 7, 1907.
Sammie Blunt (Freedman)	February 7, 1907.
Clara and Annie Berry (Freedmen)	February 21, 1907.
Robert Thompson (Freedman)	February 21, 1907.
Washington and Hester Anthony (Freedmen)	February 21, 1907.
Ann and Emmet Walzen (Freedmen)	February 21, 1907.
Dee Wilson (Freedman)	February 20, 1907.
Blanch Johnson (Freedman)	February 16, 1907.
Luvana May Everett (Miss. Choc.)	February 23, 1907.
Viola Warrior (Freedman)	February 21, 1907.
Kila Polson, et al., (Freedman)	February 21, 1907.
Edward Adamson (Freedman)	February 21, 1907.
Allie May and Amos Williams (Freedmen)	February 21, 1907.
John Ward, et al.,	January 23, 1907.
Frank P. Morgan (Intermarried)	January 24, 1907.
Marion James Robins (Freedman)	February 21, 1907.
William C. York, et al.,	January 16, 1907.
William S. Watters, et al.,	February 23, 1907.
Charley Bragg (Freedman)	February 21, 1907.
Hattie Marie Stewart, et al.,	February 25, 1907.
Robert McCoy (Freedman)	February 18, 1907.
George Chatman (Freedman)	February 21, 1907.
Louisa Perry, (Freedman)	February 16, 1907.
John Albert Pautsky	February 26, 1907.
Mary T. and Thursey McLarty	February 26, 1907.
Eathes Shockey	February 26, 1907.
Albert and Erner Piggee (Freedmen)	February 26, 1907.
Boling McKinney, et al., (Freedman)	February 26, 1907.

Copies of Indian Office letters submitting your reports and recommending that the decisions be approved, are inclosed.

A copy hereof and all the papers in the above-mentioned cases have been sent to the Indian Office.

Respectfully,

48 inc. and
98 for Ind. Of. with copy hereof.

E. A. Hitchcock,

AWC.
3-4-07.

Secretary.

Refer in reply to the following.

--Copy--

DEPARTMENT OF THE INTERIOR,

OFFICE OF INDIAN AFFAIRS,

Land.

15428-1907.

D. C. 12853

WASHINGTON.

March 1, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed report from Commissioner Bixby, dated February 11, 1907, transmitting the record relative to the application for the enrollment of Beatrice Jeffries and Maudie Jeffries as Choctaw freedmen, including the decision of the Commissioner, dated February 11, 1907, adverse to the applicants.

The decision of the Commissioner has been examined, and is found to be correct, and its approval is recommended.

Very respectfully,

C.F. Larrabee,

Acting Commissioner.

JPB-LC.

17-NB-406

Muskogee, Indian Territory, April 13, 1907.

Henry Jeffres,

Bluff, Indian Territory.

Dear Sir:

You are hereby advised that on March 4, 1907, the Secretary of the Interior affirmed the decision of the Commissioner to the Five Civilized Tribes, rendered February 11, 1907, declining to receive or consider the application for the enrollment of Beatrice Jeffres and Maudie Jeffres as Choctaw freedmen.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

17-NB-408

Acting Commissioner.
Muskogee, Indian Territory, April 13, 1907.

Mansfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 4, 1907,
the Secretary of the Interior affirmed the decision of the
Commissioner to the Five Civilized Tribes, rendered February
11, 1907, declining to receive or consider the application
for the enrollment of Beatrice Jeffres and Maudie Jeffres as
Choctaw freedmen.

Respectfully,

Geo. W. Jones

Acting Commissioner.

Atoka, Indian Territory, October 1, 1906.

Sir,

Chief, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner of Indian Affairs that an application was received at this office on ~~July 10~~ ^{May 9}, 1906, for the enrollment of your children Maudie and Beatrice Jeffers as Choctaw freedmen.

You are advised that the time within which applications could be received by the Commissioner of the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It was recently been held by the Department that the minor children of Choctaw freedmen who were living on March 1, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your children above named prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of

11. 1. 72

presenting testimony relative to the submission of a declaration
within the required time.

Respectfully,

Commissioner.

Choc. M. Fr. 407

Clarence Fisher

M. Fr. 407

407

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

Clarence Fisher

Decline to receive Feb 9 1907

Copy of Decision Forwarded Applicant
Feb 9 1907

Copy of Decision Forwarded Attorneys for Choctaw and Chickasaw Nations. Feb 9 1907

Record Forwarded Department Feb 9 1907

Action Approved By Secretary of Interior
Feb 26 1907

Notice of Departmental Action Forwarded
Attorneys For Choctaw And Chickasaw
Nations Apr 6 1907

Notice of Departmental Action Mailed
Applicant. Apr 6 1907

ACT OF CONGRESS APPROVED APRIL 23, 1903

407

N.B.# 407

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

..... Mr Clarence Fisher

as a citizen of

Choctaw

..... Nation.

..... Choctaw Freedmen

Approved..... 190...

.....
Commissioner.

15-2-17
N. B. #407

Rec'd
Jul 26 1906

**DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.**

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Clarence Fisher, born on the 31st day of August 1904.
[Here insert name of child]
Name of Father Frank Fisher a citizen of the Choctaw Nation
Name of Mother Mary Alice Fisher a citizen of the Choctaw Nation
Tribal enrollment of father Tribal enrollment of mother 4526
Postoffice Nelson, Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Central District.

I, Mary Alice Fisher, on oath state that I am 22
years of age and a citizen by adoption of the Choctaw Nation;
that I am the lawful wife of Frank Fisher, who is a citizen, by
adoption of the Choctaw Nation; that a Male child was
born to me on 31st day of August 1904; that said child has been named
Clarence Fisher, and was living March 4, 1906.

Mary Alice Fisher

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 24th day of July 1906.

(SEAL)

H. Morris

Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Central District.

I, Vina Nash, mid-wife, on oath state that I
attended on Mary Alice Fisher, wife of Frank Fisher,
on the 31st day of August 1904; that there was born to her on said date a Male
child; that said child was living March 4, 1906, and is said to have been named Clarence Fisher

her
Vina X Nash
mark

WITNESSES TO MARK:

Hannah Mc Afec

[Must be Two
Witnesses]

Thomas Brown

Subscribed and sworn to before me this 24th day of July 1906

(SEAL)

H. Morris

Notary Public

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES,
CHOCTAW LAND OFFICE.

-- :o: --

ATOKA, INDIAN TERRITORY, DECEMBER 22, 1906.

-- :o: --

IN THE MATTER of the application for the enrollment
of Clarence Fisher as a Choctaw freedman.

-----oOo-----

FRANK FISHER, being first duly sworn, testified as
follows:

By the Commissioner:

- Q What is your name ? A Frank Fisher.
Q What is your age ? A 24 years old.
Q What is your post office address ? A Nelson.
Q Are you a Choctaw freedman ? A Yes sir.
Q Do you appear here to-day for the purpose of giving additional
testimony in the matter of the application for the enrollment
of your minor child Clarence Fisher ? A Yes sir.
Q Did you receive a notice from the Commissioner to appear here
before January 1, 1907, to give additional testimony in this
matter ? A Yes sir.
Q Are you the father of Clarence Fisher ? A Yes sir.
Q Is he now living ? A Yes sir.
Q What is the name of your father ? A August Fisher.
Q Do you know the name of your father's owner ? A No sir.
Q What is the name of your mother ? A Jane Fisher.
Q Is Felix Fisher a son of yours ? A Yes sir.

The name of Frank Fisher appears opposite No. 5373
upon the approved roll of Choctaw freedmen, and on Choctaw
freedmen field card No. 1544 at No. 1 thereon.

- Q What is the name of the mother of Clarence Fisher ? A Mary Alice
Fisher.
Q Is she living ? A Yes sir.
Q Is she a Choctaw freedman ? A Yes sir.
Q What is the name of your wife's father ? A Stephen Nash.
Q What was the name of the owner of your wife's father ? A I don't
know, Sir.
Q What is the name of your wife's mother ? A Vina Nash.
Q What was the name of her owner ? A I don't know, Sir.
Q What kin is Ellen Nash to your wife ? A Sister.

The name of Mary Alice Fisher appears opposite No.
4526 upon the approved roll of Choctaw freedmen, and on
Choctaw freedmen Field Card No. 1356 at No. 2 thereon.

- Q There was received by the Commissioner on July 26, 1906, an application for the enrollment of Clarence Fisher as a Choctaw freeman, and the affidavits of Mary Alice Fisher, the mother of said Clarence Fisher, and Vina Nash, the mid-wife who was in attendance on the date of the birth of said child, which affidavits were executed before H. Morris, a notary public, on July 24, 1906: were you present when this application was made and these affidavits were signed and executed? A No sir.
- Q Do you know that such application was made and such affidavits were executed on July 24, 1906? A Yes sir.
- Q Do you know what became of this application and these affidavits? A Yes sir.
- Q Did you send the application and these affidavits to Muskogee? A Yes sir, sent them to the post office at Nelson.
- Q Who did you send them to? A Sent them to the Commissioner at Muskogee.
- Q Did you send them to the Commissioner from the post office at Nelson on July 25, 1906? A Yes sir.
- Q Did you ever make application for the enrollment of this child prior to July 24, 1906? A No sir.

(Witness dismissed)

Wm. L. Martin, stenographer to the Commissioner to the Five Civilized Tribes, on oath states that he recorded the testimony in this cause, and that the above and foregoing is a full, true and correct transcript of his stenographic notes thereof.

W. L. Martin

Subscribed and sworn to before me this the 3 day of January, 1907.

W. H. Angell
Notary Public.

17-EB-407
W.A.B.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the alleged application for the enrollment of Clarence Fisher as a Choctaw freedman.

It appears from the record herein that on July 26, 1906, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Clarence Fisher as a Choctaw freedman.

On December 22, 1906, Frank Fisher, father of the applicant, appeared before the Commissioner to the Five Civilized Tribes, at Atoka, Indian Territory, and gave testimony for the purpose of showing whether or not application had been made for the enrollment of said applicant as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

On said date Frank Fisher testified that on July 24, 1906, Mary Alice Fisher, mother of the applicant, and Vina Nash, the attending midwife, executed their respective affidavits relative to the birth of the applicant Clarence Fisher, before H. Morris; that said application was mailed at the postoffice at Nelson, Indian Territory, on July 25, 1906, the same being directed to the Commissioner at Muskogee, Indian Territory, and that no other application for the enrollment of said applicant had been made.

It further appears from the record herein that the affidavit of Mary Alice Fisher, mother of the applicant and the affidavit of the midwife, Vina Nash, were executed on July 24, 1906, and were received by the Commissioner at this office on July 25, 1906.

It does not appear from the records of this office that any application of any nature whatsoever had been made for the enrollment of the applicant as a Choctaw freedman prior to July 26, 1906.

I am of the opinion that the evidence fails to establish that any application was made for the enrollment of Clarence Fisher as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), and that, therefore, I am without authority to receive or consider or make any record of any application for his enrollment as such and that I should decline to receive or consider the same, and it is so ordered.


Commissioner.

Muskogee, Indian Territory,

FEB 9 1907

17-NB-407.

COPY

Muskogee, Indian Territory, February 9, 1907.

Frank Fisher,

Nelson, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 9, 1907, declining to receive or consider the application for the enrollment of Clarence Fisher as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

RECEIVED
Tamc Bixby

Commissioner.

Registered.

Incl. 17-NB-407

17-MS-407

Muskogee, Indian Territory, February 9, 1907.

Hansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 9, 1907, declining to receive or consider the application for the enrollment of Clarence Fisher as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

E. M. B. *James B. Bixby*

Commissioner.

Incl. 17-MS-407

Muskogee, Indian Territory, February 9, 1907.

The Honorable,

The Secretary of the Interior:

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Clarence Fisher as a Choctaw freedman, including the decision of the Commissioner to the Five Civilized Tribes, dated February 9, 1907, declining to receive or consider said application.

Respectfully,

SIGNED *George B. Moore*

Commissioner.

2 Incl.

Through the
Commissioner of Indian Affairs.

D.O. 12437.
L.R. 8.

J.P.
O.K.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

I. T. D.

5080, 5148, 5148, 5190-1907.
5194, 5196, 5200, 5206-1907.
5212, 5214, 5222, 5334, 1907.
5352, 5344, 5346, 5350-1907.
5358, 5394, 5442, -1907.

February 28, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Chectaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of Case.	Date of Your Letter of Transmittal.
Walter Henry Farris,	January 16, 1907.
Maggie Bell, et al.,	January 19, 1907.
Clarence Fisher (Freedman),	February 9, 1907.
Mary Ford, et al.,	November 8, 1906.
George H. Carpenter et al.,	December 24, 1906.
John Burditt, et al.,	December 21, 1906.
Katie Segroves,	January 8, 1907.
Dewey G. Cantrell,	October 18, 1906.
Earl Byron Wood et al.,	January 17, 1907.
Ida Harrison (intermarried),	January 18, 1907.
Sarah E. Kiser et al.,	February 8, 1907.
Paul Rowley, et al.,	January 25, 1907.
Joseph C. Smith, et al.,	February 1, 1907.
Effie Rainey,	January 26, 1907.
Tennessee Beard (intermarried),	January 26, 1907.
Ema Perry (intermarried),	November 8, 1906.
Samuel G. Wall et al.,	February 4, 1907.
Luella Hotahkin,	January 16, 1907.

-2-

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse H. Wilson,

Assistant Secretary.

19 inc. and 22 inc.
for Ind. Of.

A.F.W.
3-1-09.

Land
14398-1907.

COPY.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON

February 23, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a record of the proceedings in the matter of the application for the enrollment of Clarence Fisher as a Choctaw freedman, including the decision of the Commissioner to the Five Civilized Tribes dated February 9, 1907, adverse to the applicant.

The record shows that on July 26, 1906, there was received by the Commissioner to the Five Civilized Tribes a written application for the enrollment of Clarence Fisher as a Choctaw freedman. On December 22, 1906, Frank Fisher father of the applicant, appeared before the Commissioner to the Five Civilized Tribes, and gave testimony for the purpose of showing whether application had been made for the enrollment of the applicant as a Choctaw freedman within the time limited by law. Frank Fisher testified that on July 24, 1906, Mary Alice Fisher, the mother of the applicant, and Vina Nash, the attending midwife, executed their respective affidavits before H. Norris, relative to the birth of the applicant, Clarence Fisher; that the application was mailed at Nelson, I.T., on July 25, 1906; and that no other appli-

oation for the enrollment of the applicant had been made.

Commissioner Bixby reports that it does not appear from the records of his office that any application of any nature was made for the enrollment of the applicant as a Choctaw freedman prior to July 26, 1906. Therefore, by reason of the provisions of the Act of April 26, 1906 (34 Stat.L., 137), the Office concurs in the decision of Commissioner Bixby denying the enrollment of Clarence Fisher as a Choctaw freedman.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

KFM-W

1-33-107

Muskogee, Indian Territory, April 6, 1907.

Frank Fisher,

Holston, Indian Territory.

Dear Sir:

You are hereby advised that on February 28, 1907, the Secretary of the Interior affirmed the decision of this office of February 9, 1907, declining to receive or consider the application for the enrollment of Clarence Fisher as a Choctaw Freedman.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

17-NB-407

Muskogee, Indian Territory, April 6, 1907.

Mansfield, McMurray & Gernish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 28, 1907, the Secretary of the Interior affirmed the decision of this office of February 9, 1907, declining to receive or consider the application for the enrollment of Clarence Fisher as a Choctaw freedman.

Respectfully,


Acting Commissioner.

Muskogee, Indian Territory, September 27, 1906.

Frank Fisher,

Nelson, Indian Territory.

Dear Sir:

There have been received at this office affidavits of Mary Alice Fisher and Vina Nash to the birth of Clarence Fisher child of Frank and Mary Alice Fisher, August 31, 1904.

You will be notified of such action as is taken in regard to the affidavits to the birth of this child.

Respectfully,

Commissioner.

17-1544

17-1544

Atoka, Indian Territory, April 1, 1906.

Clarence Fisher,

Atoka, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on July 26, 1906, for the enrollment of your child, Clarence Fisher, as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your above named child prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

Choc. M. Fr. 408

Larence Shoals

M. Fr. 408

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

Larence Shoals

Decline to receive Feb 9 1907

Copy of Decision Forwarded Applicant
Feb 9 1907

Copy of Decision Forwarded Attorneys for
Choctaw and Chickasaw Nations Feb 9 1907

Record Forwarded Department. Feb 9 1907

Action Approved by Secretary of Interior
Feb 26 1907

Notice of Departmental Action Forwarded ..
Attorneys For Choctaw And Chickasaw Nations
Apr 15 1907

Notice of Departmental Action Mailed
Applicant Apr 15 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

N.B.#408
199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

.....Larence Shoals.....
as a citizen of
..... Choctaw Freedmen Nation.
.....

Approved. 190 ..

.....
Commissioner.
.....

N.B. 408

Jul 26, 19 06

17-1860

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the. Choctaw Nation,
of Larence Shoals , born on the 6 day of April 1905.
[Here insert name of child]
Name of Father: Alffred Shoals a citizen of the. Choctaw Nation
Name of Mother: Nina Shoals a citizen of the. U. S. Nation
Tribal enrollment of father. Choct. Freedman Tribal enrollment of mother.....
Postoffice Shawneetown, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }

Central }

District. }

I, Nina Shoals on oath state that I am. 37
years of age and a citizen by. of the. U. S. Nation;
that I am the lawful wife of. Alffred Shoals , who is a citizen, by
adoption of the. Choctaw Nation; that a child was
Male or Female
born to me on. 6 day of. April 1905 that said child has been named
Larence Shoals and was living March 4, 1906

Nina Shoals

WITNESSES TO MARK:

[Must be Two]
Witnesses
Rose Graham
Smithie Towson

Subscribed and sworn to before me this. 24 day of. July 1906.

(SEAL)

Sam L. Wright,

Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }

Central }

District. }

I, Marthia Smith a Mid-wife on oath state that I
attended on Nina Shoals wife of. Alffred Shoals
on the. 6 day of. April 1905 that there was born to her on said date a. Male
Male or Female
child; that said child was living March 4, 1906, and is said to have been named. Larence Shoals

her
X
Marthia mark Smith

WITNESSES TO MARK:

[Must be Two]
Witnesses
Rose Graham
Smithie Towson

Subscribed and sworn to before me this 24 day of July 1906

(SEAL)

Sam L. Wright

Notary Public

DEPARTMENT OF THE INTERIOR,
Commissioner to the Five Civilized Tribes,
CHOCTAW LAND OFFICE.

Atoka, Indian Territory, December 31, 1906.

IN THE MATTER OF THE APPLICATION FOR THE ENROLLMENT
of Lawrence Shoals as a Choctaw Freedman.

.. ..

ALFRED SHOALS, being duly sworn, testifies as follows:

By the Commissioner:

- Q What is your name? A Alfred Shoals.
- Q How old are you? A I am about forty-six years old; I don't know exactly.
- Q What is your post office address? A Shawneetown.
- Q Do you appear here today for the purpose of giving testimony in the matter of the application for the enrollment of your child, Lawrence Shoals? A Yes, sir.
- Q Did you receive notice from the Commissioner to appear here before January 1, 1907, and give testimony in this matter? A Yes, sir.
- Q Have you got that letter with you? A No, sir; I didn't bring it.
- Q Are you a Choctaw Freedman? A Yes, sir; Choctaw Freedman.
- Q Are you the father of Lawrence Shoals? A Yes, sir.
- Q Is Lawrence Shoals now living? A Yes, sir.
- Q What was the name of your father? A Anderson Shoals.
- Q What was the name of your mother? A Anania Shoals.
- Q Do you know the name of the owner of your father and mother? A Yes, sir; Colonel Jones, I think, was his name,-- always called him Colonel Jones;-- Robert Jones, I believe.
- Q What kin are you to Porter and Addie Shoals? A I am their father.

The name of Alfred Shoals appears opposite No. 4194 on the roll approved roll of Choctaw Freedmen and on Choctaw Freedman Field Card No. 1308, at No. 1 thereon.

- Q What was the name of the mother of Lawrence Shoals? A Mina Shoals.
- Q Is she a freedman or citizen? A She is a citizen of the state of Texas.
- Q She has no rights in the Choctaw or Chickasaw Nation? A No, sir.
- Q Is she living? A Yes, sir; she is living.
- Q Is she also the mother of Porter and Addie Shoals? A Yes, sir.
- Q There was received by the Commissioner on July 26, 1906, an application for the enrollment of Lawrence Shoals as a Choctaw Freedman and the affidavits of Mina Shoals, the mother of the said Lawrence Shoals, and Mathia Smith, the midwife who was in attendance at the date of the birth of said child; which affidavits were signed and executed before Sam L. Wright, a notary

Test. A.S.-- 2.

public, on July 24, 1906: were you present when these affidavits were signed and executed? A Yes, sir; I was there.

Q Where were they signed and executed? A At Shawneetown.

Q That was on July 24, 1906? A Yes, sir.

Q What became of this application and these affidavits after they were executed? A Well, after they were executed they were turned over to Sam Wright.

Q What did he tell you he would do with the application and these affidavits? A He said he was going to send them right on to Muskogee, before the Commissioner.

Q This is all you know about it? A Yes, sir; he said he was going to send them that evening,- is what he told me.

Q Is that the only time you ever made application for the enrollment of this child, Larence Shoals? A Yes, sir; that is the first time.

Witness Excused.

A. L. Irvine, being first duly sworn, states that the above and foregoing is a full, true and correct transcript of his stenographic notes taken in said cause on said date.

A. L. Irvine

Subscribed and sworn to before me this December 31, 1906.

W. H. Angell

Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the alleged application for the enrollment of Larence Shoals as a Choctaw freedman.

-----ooOooo-----

It appears from the record herein that on July 26, 1906, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Larence Shoals as a Choctaw freedman.

On December 31, 1906, Alfred Shoals, father of the applicant, appeared before the Commissioner to the Five Civilized Tribes at Atoka, Indian Territory, and gave testimony for the purpose of showing whether or not application had been made for the enrollment of said applicant as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

On said date Alfred Shoals testified that on July 24, 1906, Nina Shoals, mother of the applicant, and Martha Smith, the attending mid-wife, executed their respective affidavits relative to the birth of Larence Shoals, at Shawneetown, Indian Territory, before Sam L. Wright, a notary public, and that after said affidavits were executed they were turned over to said Wright, who informed witness that he would forward them to Muskogee that evening, and that said application was the only application ever made for the enrollment of said Larence Shoals.

It further appears from the record herein that the affidavit of Nina Shoals and the affidavit of the mid-wife who attended the said Nina Shoals were executed on July 24, 1906, relative to the birth of said Larence Shoals on April 6, 1906, and that said affidavits were received by the Commissioner at this office on July 26, 1906.

It does not appear from the records of this office that any application of any nature whatsoever had been made for the enrollment of the applicant as a Choctaw freedman prior to July 26, 1906.

I am of the opinion that the evidence fails to establish that any application was made for the enrollment of Larence Shoals as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), and that, therefore, I am without authority to receive or consider or make any record of any application for his enrollment as such, and that I should decline to receive the same, and it is so ordered.

Muskogee, Indian Territory,


Commissioner.

17-11-400

COPY

Indian Territory, February 9, 1907.

Alfred Smith,

Shawnee town, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 9, 1907, declining to receive the application for the enrollment of Lawrence Smith as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tamox Bixby*

Commissioner.

Registered.

Encl. 17-11-400.

17-2-408.

COPY

Lawson, Indian Territory, February 1, 1907.

McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 9, 1907, declining to receive the application for the enrollment of Lawrence Shouls as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

JOHN EDWARD BIXBY

Commissioner.

Encl. 17-2-3408.

000

Muskogee, Indian Territory, February 9, 1907.

The Honorable,

The Secretary of the Interior:

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Lawrence Shoals as a Choctaw Freedman, including the decision of the Commissioner to the Five Civilized Tribes, dated February 9, 1907, declining to receive said application.

Respectfully,

W. M. Bixby

Commissioner.

2 Incl.

Through the

Commissioner of Indian Affairs.

D.C. 12486-1907.

DEPARTMENT OF INTERIOR,

J.P.
PHE.

WASHINGTON.

February 28, 1907.

I.P.D.

4856, 4876, 4882, 4884, 4886-07.

4972, 4978, 4986, 4992, 5002- "

5008, 5014, 5094, 5100, 5112- "

5122, 5096, - "

LRS.

DIRECT.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases
adverse to the applicants are hereby affirmed, viz:

Title of case.	Date of your letter of transmittal.
Merrill and Elizabeth Jackson (Freedmen),	February 2, 1907.
Teddy Boon Brown,	January 10, 1907.
Clarence R. Pickens,	January 9, 1907.
Dallas Edgar Betts,	November 28, 1906.
Dottie May Brimage,	November 28, 1906.
Cicero Henry Bernard,	December 21, 1906.
James Jackson	November 8, 1906.
Charles M. Avery (Intermarried),	January 16, 1907.
Lewis Elledge,	January 9, 1907.
Dick Woodell, et al.,	January 26, 1907.
Willie O. and Samuel E. McFadden,	January 16, 1907.
Ernest L. Worthy, et al.,	December 1, 1906.
Frank Wise, et al.,	January 30, 1907.
Matty Dell Louis McCarty,	January 16, 1907.
Willis Edmond Segroves,	January 23, 1907.
Jack Fulton,	December 21, 1906.
Larence Shoals, (freedman),	February 9, 1907.

Copies of Indian Office letters submitting your reports
and recommending that the decisions be approved, are inclosed.

-2-

A copy hereof and all the papers in the above-mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse E. Wilson,

Assistant Secretary.

17 inc. and
34 for Ind. Of.

AWMc.
3-1-07.

Refer in reply to the
following:

Land.
14394-1907.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

February 23, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a record of the proceedings in the matter of the application for the enrollment of Larence Shoals as a Choctaw freedmen, including the decision of the Commissioner to the Five Civilized Tribes dated February 9, 1907, adverse to the applicant.

The record shows that on July 26, 1906, there was received by the Commissioner to the Five Civilized Tribes a written application for the enrollment of Larence Shoals as a Choctaw freedmen. On December 31, 1906, Alfred Shoals, father of the applicant, appeared before the Commissioner to the Five Civilized Tribes and gave testimony for the purpose of showing whether application had been made for the enrollment of the applicant herein as a Choctaw freedmen within the time limited by law. Alfred Shoals testified that on July 24, 1906, Nina Shoals, mother of the applicant, and Martha Smith, the attending mid-wife, executed their respective affidavits relative to the birth of Larence Shoals at Shawneetown, I. T., before Sam. L. Wright, a notary public, and that after the affidavits were executed they were turned over to Sam L. Wright, who informed the witness that he

would forward them to Muskogee that evening, and that the application was the only application ever made for the enrollment of Larence Shoals.

Commissioner Bixby reports that it does not appear from the records of his office that any application of any nature whatsoever was made for the enrollment of the applicant as a Choctaw freedmen prior to July 26, 1906. Therefore, by reason of the provisions of the act of April 26, 1906, (34 Stat.L., 137), the Office concurs in the decision of Commissioner Bixby denying the enrollment of Larence Shoals as a Choctaw freedmen.

Very respectfully,

C.F.Larrabee,

Acting Commissioner.

EBM-W

17-MB-408

Muskogee, Indian Territory, April 15, 1907.

Alfred Shoals,

Shawneetown, Indian Territory.

Dear Sir:

You are hereby advised that on February 28, 1907, the Secretary of the Interior affirmed the decision of this office of February 9, 1907, declining to receive or consider the application for the enrollment of Larence Shoals as a Choctaw freedman.

Respectfully,

Commissioner.

Muskogee, Indian Territory, April 15, 1907.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 28, 1907, the Secretary of the Interior affirmed the decision of this office of February 1, 1907, declining to receive or consider the application for the enrollment of Larence Shoals as a Choctaw freedman.

Respectfully,

Commissioner.

Muskogee, Indian Territory, September 27, 1906.

Alfred Shoals,

Shawneetown, Indian Territory.

Dear Sir:

There have been received at this office affidavits of Nina Shoals and Martha Smith to the birth of Larence Shoals child of Alfred and Nina Shoals, April 6, 1905.

You will be notified of such action as is taken in regard to the affidavits to the birth of this child.

Respectfully,

Commissioner.

17--1308

Lawrence, Indian Territory, December 1, 1906.

Chief Moulton,

Cherokee, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on July 26, 1906, for the enrollment of your child, Lawrence Shouls as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 44, 1906 are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your above named child prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

Choc. M. Fr. 409

Mary Butler

M. Fr. 409

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

Mary Butler

Decline to receive Feb 14 1907

Record Forwarded Department Feb 14 1907

Copy of Decision Forwarded Applicant
Feb 14 1907

Copy of Decision Forwarded Attorneys
for Choctaw and Chickasaw Nations.
Feb 14 1907

Record Forwarded Department Feb 14 1907

Action Approved by Secretary of Interior
Mar 2 1907

ACT OF CONGRESS APPROVED APRIL 28, 1908

Notice of Departmental Action Forwarded
Attorneys for Choctaw and Chickasaw
Nations. Mar 25 1907

Notice of Departmental Action Mailed
Applicant Mar 25 1907

N. B. #4 09.

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

..... Mary Butler

as a citizen of

..... Choctaw Freedmen ... Nation.
.....

Approved... 190...

.....
Commissioner.
.....

N.B.#409

Jul 26, 1906

17-369

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Mary Butler, born on the 4th day of April 1904
(Here insert name of child)
Name of Father: Dolphus Butler a citizen of the Choctaw Nation.
Name of Mother: Jane Butler a citizen of the Choctaw Nation.
Tribal enrollment of father: Choctaw Freedman Tribal enrollment of mother: Choctaw Freedman
Postoffice: Shawneetown, I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Central District.

I, Jane Butler, on oath state that I am 41
years of age and a citizen by adoption of the Choctaw Nation;
that I am the lawful wife of Dolphus Butler, who is a citizen, by
adoption of the Choctaw Nation; that a female child was
(Male or Female)
born to me on 4th day of April 1904; that said child has been named
Mary Butler, and was living March 4, 1906.
Jane her
X mark Butler

WITNESSES TO MARK:

[Must be Two
Witnesses] Nina Shoals
Alfred Shoals

Subscribed and sworn to before me this 24 day of July 1906.

(SEAL)

Sam L. Wright
Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Central District.

I, Fannie Roberson, a Mid-wife, on oath state that I
attended on Jane Butler, wife of Dolphus Butler,
on the 4th day of April 1904; that there was born to her on said date a female
(Male or Female)
child, that said child was living March 4, 1906, and is said to have been named Mary Butler.

Fannie her
X mark Roberson

WITNESSES TO MARK:

[Must be Two
Witnesses] Nina Shoals
Alfred Shoals

Subscribed and sworn to before me this 24th day of July 1906.

(SEAL)

Sam L. Wright

Notary Public

DEPARTMENT OF THE INTERIOR,
Commissioner to the Five Civilized Tribes,
CHOCTAW LAND OFFICE.

Atoka, Indian Territory, December 31, 1906.

IN THE MATTER OF THE APPLICATION FOR THE ENROLLMENT
of Mary Butler as a Choctaw Freedman.

ADOLPHUS BUTLER, being duly sworn, testifies as follows:

By the Commissioner:

- Q What is your name? A Adolphus Butler.
Q What is your post office address? A Shawneetown.
Q How old are you? A About forty-three or -four.
Q Do you appear here today for the purpose of giving testimony in the matter of the application for the enrollment of your minor child, Mary Butler, as a Choctaw Freedman? A Yes, sir.
Q Did you receive a letter from the Commissioner notifying you to appear here before January 1, 1907, to give testimony in this matter? A Yes, sir.
Q Are you the father of Mary Butler? A Yes, sir.
A Are you a Choctaw Freedman? A Yes, sir.
Q Is Mary Butler now living? A Yes, sir.
Q What was the name of your father? A Hannibal Butler.
Q What was the name of your mother? A Mary Butler.
Q Who was the owner of your father and mother? A Peter Pitchlynn.
Q What kin to you are Adolphus Butler, Jr., and Isaac Butler?
A They're my two boys.

The name of Adolphus Butler appears opposite No. 772 on the approved roll of Choctaw Freedmen and on Choctaw Freedman Field Card No. 369, at No. 1 thereon.

- Q What was the name of the mother of Mary Butler? A Janie Butler.
Q Is she a Choctaw Freedman? A Yes, sir.
Q Is she now living? A Yes, sir.
Q What is the name of her father? A Lewis Hall.
Q What is the name of her mother? A Nellie Hall.
Q Do you know the name of the owner of her father and mother?
A Mitchell LeFlore.

The name of Janie Butler appears opposite No. 773 on the approved roll of Choctaw Freedmen and on Choctaw Freedman Field Card No. 369, at No. 2 thereon.

- Q Is Janie Butler now living? A Yes, sir.
Q There was filed with the Commissioner on July 26, 1906, an application for the enrollment of Mary Butler as a Choctaw Freedman and the affidavits of Jane Butler, the mother of said Mary Butler, and Fannie Roberson, the midwife who was in attendance at

Test. A.B. -- 2.

the date of the birth of said child; which affidavits were signed and executed on July 24, 1906, before Sam L. Wright, a notary public: were you present when this application and these affidavits were signed and executed? A Yes, sir.

Q Where was this application made and these affidavits signed and executed? A At Shawneetown.

Q What became of this application and these affidavits after they had been signed and executed? A Well, Wright kept them and said he was going to send them in.

Q Where did he tell you he would send them? A He said he was going to send them to the Commissioner;- is the way I understood.

Q Did you understand he would send them to the Commissioner immediately after they were executed? A Yes, sir; that is what he said he was going to do.

Q Did you ever make any application for the enrollment of this child before that time? A No, sir.

Q You understood, though, from Sam L. Wright, the notary public before whom the application was made and the affidavits of Jane Butler and Fannie Roberson were signed and executed, that the papers would be sent immediately to the Commissioner at Muskogee?

A Yes, sir.

Witness Excused.

A. I. Irvine, being first duly sworn, states that the above and foregoing is a full, true and correct transcript of his stenographic notes taken in said cause on said date.

A. I. Irvine

Subscribed and sworn to before me, this January 2, 1907.

W. N. Angel

Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

17-311-106.

W. A. P.

In the matter of the alleged application for the enrollment of Mary Butler as a Choctaw freedman.

It appears from the record herein that on July 2, 1906, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Mary Butler as a Choctaw freedman.

On December 31, 1905, Adolphus Butler, father of the applicant, appeared before the Commissioner to the Five Civilized Tribes at Moka, Indian Territory, and gave testimony for the purpose of showing whether or not application had been made for the enrollment of said applicant as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 25, 1906, (34 Stat., 137).

On said date Adolphus Butler testified that on July 24, 1906, Janie Butler, mother of the applicant, and Fannie Roberson the attending mid-wife, executed their respective affidavits relative to the birth of Mary Butler at Shawnee town, Indian Territory, before Sam L. Wright a notary public; that said notary kept said affidavits and told the said witnesses that he would send them to the Commissioner and that witness understood that the said affidavits would be immediately sent by said notary to the Commissioner to the Five Civilized Tribes; that no other application for the enrollment of said Mary Butler was ever made by this witness.

It further appears from the record herein that the affidavits of Janie Butler and Fannie Roberson were executed on July 24, 1906, and were received by the Commissioner at this office on July 26, 1906.

It does not appear from the records of this office that any application was made for the enrollment of said applicant as a Choctaw freedman prior to July 26, 1906.

I am of the opinion that the evidence fails to establish that any application was made for the enrollment of Mary Butler within the time limited by the provisions of the Act of Congress approved April 25, 1906, (34 Stat., 137), and that therefore, I am without authority to receive, or consider or make any record of any application for her enrollment as such and that I should decline to receive same, and it is so ordered.



Commissioner.

Waskoe, Indian Territory,

FILED

17-NB-409

COPY

Muskogee, Indian Territory, February 14, 1907.

Adolphus Butler,
Shawneetown, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 14, 1907, declining to receive the application for the enrollment of Mary Butler as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

John D. Dixon

Commissioner.

Registered.

Incl. 17-NB-409

17-NB-409

Muskogee, Indian Territory, February 14, 1907 .

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:-

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 14, 1907, declining to receive the application for the enrollment of Mary Butler as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Commissioner.

Incl: 17-NB-409

Muskogee, Indian Territory, February 14, 1907.

The Honorable,

The Secretary of the Interior:

Sir;-

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Mary Butler as a Choctaw freedman, including the the decision of the Commissioner to the Five Civilized Tribes, dated February 14, 1907, declining to receive said application.

Respectfully,

Wm. F. Webb

Commissioner.

2 Incl.

Through the
Commissioner of Indian Affairs.

J.P.

DEPARTMENT OF THE INTERIOR,

O...

D.C.12635-1907.

WASHINGTON.

L.T.D.

6136, 6138, 6176, 6178,
6186, 6202, 6218, 6222,
6234, 6240, 6256, 6258,
6264, 6268, 6270, 6272,
6294, 6298, 6534, 1907.

March 2, 1907.

L.RS.

DIRECT.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases, adverse to the applicants, are hereby affirmed. Copies of Indian Office letters, submitting your reports and recommending that the decisions be affirmed, are enclosed:

Title of Case.	Date of Your Letter of Transmittal.
Robert Ward and Willie Ward (Freedmen),	February 12, 1907.
Jana Robinson (Freedman),	February 12, 1907.
Anderson Gilbert (Freedman),	February 16, 1907.
Ether Butler (Freedman),	February 13, 1907.
Aaron Hunter and Rosetta Hunter (Freedmen)	February 13, 1907.
Cornelius Hyatt, Jr.	February 14, 1907.
Vivian Virginia Murphy and Edith M. Murphy,	February 14, 1907.
Wannie and Hughey McNeely,	February 14, 1907.
Siras Jeffie Burris et al. (Freedmen),	February 14, 1907.
Solomon Wilson, Jr. (Freedman),	February 12, 1907.
Gus Willis (Freedman),	February 14, 1907.
Lecana and Fannie Robinson (Freedmen),	February 14, 1907.
Mary Butler (Freedman),	February 14, 1907.
Leaguster Shoals (Freedman),	February 14, 1907.
Green Butler (Freedman),	February 13, 1907.
Robert McAfee (Freedman),	February 14, 1907.
Mimie McKinney (Freedman),	February 14, 1907.
William Fay and Lona Otto Nelson,	February 16, 1907.
John Henry and Fred Daniels (Freedmen),	February 14, 1907.

-2-

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse E. Wilson

Assistant Secretary.

19 inc. and 33 inc. to
Ind. Of.

W.C.F. 3/3/07.

1. The first part of the report is devoted to a general survey of the situation in the country. It is based on the results of the work of the various departments and on the information received from the local authorities. The second part of the report is devoted to a detailed analysis of the situation in the various districts. It is based on the results of the work of the various departments and on the information received from the local authorities.

2. The third part of the report is devoted to a detailed analysis of the situation in the various districts. It is based on the results of the work of the various departments and on the information received from the local authorities. The fourth part of the report is devoted to a detailed analysis of the situation in the various districts. It is based on the results of the work of the various departments and on the information received from the local authorities.

3. The fifth part of the report is devoted to a detailed analysis of the situation in the various districts. It is based on the results of the work of the various departments and on the information received from the local authorities. The sixth part of the report is devoted to a detailed analysis of the situation in the various districts. It is based on the results of the work of the various departments and on the information received from the local authorities.

17-100-409

Washington, D. C.

Adolphus Butler,

Charrostown, Indian Territory.

Dear Sir:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of January 14, 1907, declining to receive the application for the enrollment of Mary Butler as a Choctaw freedman.

Respectfully,

Commissioner.

100-109

Waskaree, Indian Territory, March 19, 1907.

Amfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 1, 1907, the Secretary of the Interior affirmed the decision of this office of February 14, 1907, declining to receive the application for the enrollment of Mary Butler as a Choctaw free man.

Respectfully,

Cornish as toner.

Muskogee, Indian Territory, September 27, 1906.

Dolphus Butler,

Shawneetown, Indian Territory.

Dear Sir:

There have been received at this office affidavits of Jane Butler and Fannie Roberson to the birth of Mary Butler child of Dolphus and Jane Butler, April 4, 1904.

You will be notified of such action as is taken in regard to the affidavits to the birth of this child.

Respectfully,

Commissioner.

17-369

Muskogee, Indian Territory, December 1, 1906.

Adolphus Butler,

Shawneetown, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on July 26, 1906, for the enrollment of your child Mary Butler, as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your child above named prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of pre-

A. . #2

senting testimony relative to the submission of such application
within the required time.

Respectfully,

Commissioner.

Choc. M. Fr. 410

Celestine Pierce

M. Fr. 410

MINOR
ENROLLMENT
CHOCTAW FREEDMAN

Celestine Pierce

Decline to receive Feb 13 1907

Copy of Decision Forwarded Applicant
Feb 13 1907

Copy of Decision Forwarded Attorneys
For Choctaw and Chickasaw Nations
Feb 13 1907

Record Forwarded Department Feb 13 1907

Action Approved By Secretary of Interior
Mar 2 1907

Notice of Departmental Action Forwarded
Attorneys for Choctaw And Chickasaw
Nations. Apr 12 1907

Notice of Departmental Action Mailed
Applicant Apr 12 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

.....Celestine Pierce.....

as a citizen of

..... Choctaw..... **Nation.**

Choctaw Freedmen

Approved.. **190...**

.....
Commissioner.

N.B.410 Jul 26, 1906.

**DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.**

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

by adoption
IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Celestine Pierce, born on the 5th day of May, 1905.
(Here insert name of child) by adoption
Name of Father: Lewis Pierce, a citizen of the Choctaw Nation.
Name of Mother: Rebecca Pierce, by adoption a citizen of the Choctaw Nation.
Tribal enrollment of father: 4329 Tribal enrollment of mother: 3116.
Postoffice: Nelson, L.S.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }

Central District. }

I, Rebecca Pierce, on oath state that I am 30
years of age and a citizen by adoption of the Choctaw Nation;
that I am the lawful wife of Lewis Pierce, who is a citizen, by
adoption of the Choctaw Nation; that a female child was
born to me on 5th day of May, 1905; that said child has been named
Celestine Pierce, and was living March 4, 1906.

Rebecca Pierce

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 24th day of July, 1906.

(SEAL)

H. Morris

Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }

Central District. }

I, Vina Nash, a Midwife, on oath state that I
attended on Rebecca Pierce, wife of Lewis Pierce,
on the 5th day of May, 1905; that there was born to her on said date a female
child, that said child was living March 4, 1906, and is said to have been named Celestine Pierce.

her

Vina x Nash
mark

WITNESSES TO MARK:

Hannah McAfee

[Must be Two
Witnesses]

Thomas Brown

Subscribed and sworn to before me this 24th day of July, 1906

(SEAL)

H. Morris

Notary Public

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES,
CHOCTAW LAND OFFICE.

-- :o: --

ATOKA, INDIAN TERRITORY, DECEMBER 22, 1906.

-- :o: --

IN THE MATTER of the application for the enrollment
of Celestine Pierce as a Choctaw freedman.

-----oOo-----

LOUIS PIERCE, being first duly sworn, testified as
follows:

By the Commissioner:

- Q What is your name ? A Louis Pierce.
Q What is your age ? A 33 years old.
Q What is your post office address ? A Nelson.
Q Do you appear here to-day for the purpose of giving additional
testimony in the matter of the application for the enrollment
of your minor child, Celestine Pierce, as a Choctaw freedman ?
A Yes sir.
Q Did you receive a letter from the Commissioner notifying you to
appear before the Choctaw Land Office before January 1, 1907,
to give testimony in the matter of the enrollment of your child
Celestine Pierce ? A Yes sir.
Q Are you the father of Celestine Pierce ? A Yes sir.
Q Is Celestine Pierce now living ? A Yes sir.
Q What is the name of your father ? A I don't know.
Q What is the name of your mother ? A Nina Wash.
Q Have you several children you have filed for ? A Yes sir.
Q What are their names ? A George, Henry and Raymond Pierce.
Q Who is the mother of these three children you have just mentioned?
A Rebecca Pierce, my wife.
Q What is the name of the mother of Celestine Pierce ? A Rebecca
Pierce.
Q Is she living ? A Yes sir.
Q What was the name of her father ? A George Wellington.
Q Do you know the name of her father's owner ? A I have heard
it said that his name was Henry Folsom.
Q What is the name of the mother of Rebecca Pierce ? A Florida
Wellington.
Q Do you know the name of the owner of Florida Wellington ?
A Robert Jones.

The name of Louis Pierce appears opposite No. 4529
upon the approved roll of Choctaw freedmen, and on Choctaw
Freedmen field card No. 1357 at No. 1 thereon.

The name of Rebecca Pierce appears opposite No. 3116 upon the approved roll of Choctaw freedmen, and on Choctaw freedmen field card No. 537 at No. 1 thereon.

- Q There was received at the office of the Commissioner to the Five Civilized Tribes on July 26, 1906, an application for the enrollment of Celestine Pierce as a Choctaw freedman, together with the affidavits of Rebecca Pierce, the mother of said Celestine Pierce, and Vina Wash, the mid-wife, who was in attendance at the date of the birth of said Celestine Pierce, which affidavits were signed and executed on July 24, 1906, before H. Morris, a notary public: were you present when this application was made and these affidavits were executed ?
A Yes sir.
- Q Where did this occur ? A At Atlas.
- Q Was H. Morris a notary public ? A Yes sir.
- Q What did you do with the application for the enrollment of your child Celestine Pierce ? A I mailed it to the Commissioner at Muskogee.
- Q Did you mail it to the Commissioner on the same day on which it was executed ? A No sir.
- Q When did you mail it ? A The next morning.
- Q That was on July 25, 1906 ? A Yes sir.
- Q Was that the first time you made application for the enrollment of Celestine Pierce ? A Yes sir.
- Q And the only time ? A Yes sir.

(Witness dismissed)

Wm. L. Martin, stenographer to the Commissioner to the Five Civilized Tribes, on oath states that he recorded the testimony in this cause, and that the above and foregoing is a full, true and correct transcript of his stenographic notes thereof.



Subscribed and sworn to before me this the 2 day of January, 1907.



Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the alleged application for the enrollment of Celestine Pierce as a Choctaw freedman.

It appears from the record herein that on July 26, 1906, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Celestine Pierce as a Choctaw freedman.

On December 22, 1906, Louis Pierce, the father of the applicant, appeared before the Commissioner to the Five Civilized Tribes, at Atoka, Indian Territory, and gave testimony for the purpose of showing whether or not application had been made for the enrollment of said applicant as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

On said date Louis Pierce testified that proof of birth for the applicant was executed July 24, 1906, before H. Morris, a notary public, at Atlas, Indian Territory; that he mailed it to the Commissioner at Muskogee, Indian Territory, on July 26, 1906 and that that was the only time that he ever made application for the enrollment of the applicant.

It appears from the record herein that the affidavits of Rebecca Pierce, the mother of the applicant and Vina Nash, the midwife, who attended her at the birth of the applicant, were executed July 24, 1906, before H. Morris, a notary public.

It does not appear from the records of this office that any application of any nature whatsoever had been made for the enrollment of the applicant as a Choctaw freedman, prior to the receipt of the proof of birth on July 26, 1906.

I am of the opinion that the evidence fails to establish that any application was made for the enrollment of Celestine Pierce as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), and that, therefore, I am without authority to receive or consider or make any record of any application for her enrollment as such, and that I should decline to receive or consider the same, and it is so ordered.



Commissioner.

Muskogee, Indian Territory.

13 1907

17-NB-410

Muskegee, Indian Territory, February 13, 1907.

Louis Pierce,

Nelson, Indian Territory.

Dear Sir:-

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 13, 1907, declining to receive the application for the enrollment of Celestine Pierce as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *James Bixby*

Commissioner.

Registered.

Incl. 17-NB-410.

17-WB-410.

COPY

Muskogee, Indian Territory, February 13, 1907.

Commissioner.

Wansfield, McMurray & Cornish,

Attorneys for the Choctaw & Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:-

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 13, 1907, declining to receive the application for the enrollment of Celestine Pierce as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *James Bixby*

Commissioner.

Encl. 17-WB-410.

CONFIDENTIAL
Muskogee, Indian Territory, February 13, 1907.

The Honorable,

The Secretary of the Interior.

Sir:-

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Celestine Pierce as a Choctaw freedman, including the decision of the Commissioner to the Five Civilized Tribes, dated February 13, 1907, declining to receive said application.

Respectfully,

SIGNED *James Dixby*

Commissioner.

2 Incl. 17-NB-410.

Through the

Commissioner of Indian Affairs.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

O.F.

LRS

D.C. 12633-1907.

I.T. . 6196, 6216, 6220, 6224-07.
6236, 6246, 6266, 6272-07.
6286, 6296, 6290, 6302-07.
6306, 6475, 6480, 6486-07.
6492, 6506, 6508, 6514-07.
6518, 6530, 6532, 6536-07.
6672, 6674, 6688, 6692-07.
6696, 6700, 6704, 6722-07.
6724, 6734, 6736, 6740-07.
6742, 6758, 6782-07.
6786, 6788, 6796-07.
6798, 6806, 6816, 6826-07.
6828, 6830-07.

March 2, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are enclosed:

Title of Case.	Title of Your Letter of Transmittal.
Richard Floyd (Freedman),	February 13, 1907.
Dave and Addie May Bailey (Freedmen),	February 13, 1907.
Ardahia and Larcie McKinney (Freedmen),	February 16, 1907.
Ronie Cochran (Freedman),	February 13, 1907.
Wamey Cole and Lina Ellen Cole (Freedmen)	February 14, 1907.
E. C. Seale et al.,	February 14, 1907.
Nasell and Laveter Antry (Freedmen),	February 14, 1907.
Nellie J. Gideon et al.,	December 28, 1906.
Emma and Evaline Jackson,	February 14, 1907.
Ida Pell Bennett,	February 15, 1907.

Title of Case.	Date of Your Letter of Transmittal.
Kemie Warner et al., (Freedman),	February 16, 1907.
Katie Simpson et al.,	February 18, 1907.
Raymond Henry Davis,	February 14, 1907.
Nancy T. Wilson et al., (Miss. Choc.),	February 12, 1907.
J. H. Hill and Newton Hill,	January 28, 1907.
Flora Lee Spring (Freedman),	February 12, 1907.
William Edgar and Oscar Jeffreys, (Miss. Choc.),	February 11, 1907.
Celestine Pierce (Freedman),	February 13, 1907.
Hisk Cubit (Freedman),	February 13, 1907.
Lucretia Hadnot et al.,	February 15, 1907.
Susan A. Baird,	February 15, 1907.
William Allen Gee (Miss. Choc.),	February 12, 1907.
Ella Williams (Freedman),	February 13, 1907.
Ida Colbert,	February 12, 1907.
Mable Everidge (Freedman),	February 15, 1907.
Duckie May Mabrie (Freedman),	February 15, 1907.
Cornelius and Vaneda Riddle (Freedmen),	February 15, 1907.
Jimmie Lee Alexander (Freedman),	February 13, 1907.
Fred W. Patterson et al.,	February 15, 1907.
Ed Childers et al., (Freedman),	February 12, 1907.
Lizzie Dennis (Freedman),	February 15, 1907.
Hellen B'Grace McNulty,	February 12, 1907.
Mable Bailey and Susa Anna Bailey (Freedmen),	February 13, 1907.
John Louis (Freedman),	February 15, 1907.
Amanda Mutchy, (Freedman),	February 15, 1907.
Watt Davis et al.,	February 15, 1907.
Margie Record (Freedman),	February 15, 1907.
Laura Henry (Freedman),	February 14, 1907.
Ollie Webster (Freedman),	February 15, 1907.
James McCall,	February 15, 1907.
Nellie Elizabeth Kendrick (Freedman),	February 15, 1907.
Elwood Judy (Freedman),	February 15, 1907.
Oscar Brown (Freedman),	February 15, 1907.
Verna Verniti Bryant,	February 13, 1907.
Richard R. Perry (Freedman),	February 15, 1907.
James Luke Tubbs (Miss. Choc.),	February 20, 1907.
Elmina Berryman (Miss. Choc.),	February 20, 1907.
Ethel Rogers (Miss. Choc.),	February 20, 1907.

A copy hereof and all the papers in the above mentioned

-3-

cases have been sent to the Indian Office.

Respectfully,

Jesse K. Wilson,

Assistant Secretary.

4- inc. and 96 inc.
for Ind. f.

W.C.F.
3/3/07.

Refer in reply to the following:

COPY.

Land.
16003-1907.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 28, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to invite your attention to the enclosed record of the Commissioner to the Five Civilized Tribes in the matter of the alleged application for the enrollment of Celestine Pierce as a Choctaw freedman.

The Commissioner in his decision sets out the record concerning the attempted applications for the enrollment of the applicant, and on February 13, 1907, determined that it did not appear from the records of his office that any application of any nature whatsoever had been made for the enrollment prior to July 26, 1906, and for that reason rejected her.

It is evident that no application was made for the enrollment of Celestine Pierce within the time prescribed by law, and for that reason it is recommended that the decision of the Commissioner be approved.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

EBH-Y.

17-MB-410

Nuskogee, Indian Territory, April 12, 1907.

Louis Pierce,

Melson, Indian Territory.

Dear Sir:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 13, 1907, declining to receive the application for the enrollment of Celestine Pierce as a Choctaw freedman.

Respectfully,

ACTING *Geo. D. Rodg*
Commissioner.

17-13-410

Muskogee, Indian Territory, April 12, 1907.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 13, 1907, declining to receive the application for the enrollment of Celestine Pierce as a Choctaw freedman.

Respectfully,

ACTING *Sco. D. Rogers*
Commissioner.

17-5.7
17-1357

Muskogee, Indian Territory, December 1, 1906.

Lewis Pierce,
Nelson, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on July 26, 1906, for the enrollment of your child Celestine Pierce as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your child above named prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of pre-

I. P. #2

senting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

17-637

Muskogee, Indian Territory, December 12, 1906.

Lewis Pierce,

Nelson, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of December 5, asking what character of evidence will be necessary for you to submit upon your personal appearance at Atoka, Indian Territory, to show an application for the enrollment of your child, Celestine Pierce, prior to July 25, 1906.

In reply you are advised that it will be necessary that you submit such evidence as you have in your possession or present the testimony of any witnesses who know application was made or attempted to be made by you for the enrollment of your child, Celestine Pierce, prior to July 26, 1906.

Respectfully,

Commissioner.

17-NB-410

Muskogee, Indian Territory, July 20, 1907.

Lewis Pierce,

Nelson, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of April 8, 1907, in which you ask the status of the application for the enrollment of your child Celestine Pierce; you state you made out application for her enrollment on July 24, 1906, and mailed it to this office July 25, 1906 and that you have received notice that said application had been turned down and you ask to be advised why this was so.

In reply to your letter you are advised that it does not appear from the records of this office that any application of any nature had been made for the enrollment of your child Celestine Pierce as a minor Choctaw freedman prior to the receipt of the proof of her birth on July 26, 1906, and as the application was not received within the time limited by the provisions of the Act of Congress approved April 26, 1906, the Commissioner to the Five Civilized Tribes dismissed her application for enrollment as a Choctaw freedman.

Respectfully,

Commissioner.

Choc. M. Fr. 411

Merrill Jackson

M. Fr. 411

g.

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

Merrill Jackson
Elizabeth Jackson

Decline to receive Feb 2 1907

Copy of Decision Forwarded Applicant
Feb 2 1907Copy of Decision Forwarded Attorneys for
Choctaw and Chickasaw Nations. Feb 2 1907

Record Forwarded Department Feb 2 1907

Action Approved By Secretary of Interior
Feb 28 1907Notice of Departmental Action Forwarded
Attorneys for Choctaw And Chickasaw
Nations. Apr 15 1907Notice of Departmental Action Mailed
Applicant. Apr 15 1907

. ACT OF CONGRESS APPROVED APRIL 20, 1906

N. B.#411

199

IN RE

(Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Elizabeth Jackson

as a citizen of
Choctaw Freedman

Nation.

Approved..... 190...

Commissioner.

DEPARTMENT OF THE INTERIOR
Received Jul 30 1906
Enc No 22 of No. 9381
Indian Territory Division

Recd
Aug 8-06

17-1302
N.B.#411

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
 of Elizabeth Jackson, born on the 18 day of November 1905
 (Here insert name of child)
 Name of Father: S. B. Jackson, a citizen of the Choctaw Nation.
 Name of Mother: Mary Jackson, a citizen of the Choctaw Nation.
 Tribal enrollment of father: Choctaw Tribal enrollment of mother: Choc-Freed
 Postoffice: Idabel, I T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Cent District. }

I, Mary Jackson, on oath state that I am 29 years of age and a citizen by adoption of the Choctaw Nation; that I am the lawful wife of S. B. Jackson, who is a citizen, by adoption of the Choctaw Nation; that a female child was born to me on 18 day of November 1905; that said child has been named Elizabeth Jackson and was living March 4, 1906.

Mary Jackson

WITNESSES TO MARK:

[Must be Two Witnesses] { _____

Subscribed and sworn to before me this 21 day of July 1906.

P. Davis

(SEAL)

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Cent District. }

I, Agnes Thompsen, a Mid-wife, on oath state that I attended on Mary Jackson, wife of S. B. Jackson, on the 18 day of Nov. 1905; that there was born to her on said date a female child; that said child was living March 4, 1906, and is said to have been named Elizabeth Jackson.

Jackson

Agnes

her
X
mark

Thompsen

WITNESSES TO MARK:

[Must be Two Witnesses] { P. Davis
Simon Williams

Subscribed and sworn to before me this 21 day of July 1906.

P. Davis,

(SEAL)

Notary Public

N. B. #411

1906

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

Merrill Jackson

as a citizen of

Choctaw- Freedman Nation.

Approved. 130...

Commissioner.

N. B. #411

Department of the Interior

Received Jul 30 1906

Enc No 23 of No 9381

Indian Territory Division

17-1282 Recd

Aug 8, 06

COMMISSIONER TO THE FIVE CIVILIZED TRIBES

IN THE STATE OF TEXAS

Know all men by these presents, that I, the undersigned, for and in behalf of the United States of America, do hereby certify that the following is a true and correct copy of the

UNITED STATES OF AMERICA

Do hereby certify that the following is a true and correct copy of the

year of our independence

and that the same is a true and correct copy of the

and that the same is a true and correct copy of the

WITNESSES TO SIGN

Witness my hand and seal at the City of Washington, this 1st day of January, 1881.

Subscribed and sworn to before me at

1881

UNITED STATES OF AMERICA

Do hereby certify that the following is a true and correct copy of the

and that the same is a true and correct copy of the

and that the same is a true and correct copy of the

Witness my hand and seal at the City of Washington, this 1st day of January, 1881.

Subscribed and sworn to before me at

1881

Subscribed and sworn to before me at

1881

THE HISTORY OF THE
CITY OF BOSTON
FROM THE FIRST SETTLEMENT
TO THE PRESENT TIME

BY NATHANIEL BENTLEY

THE HISTORY OF THE CITY OF BOSTON, FROM THE FIRST SETTLEMENT TO THE PRESENT TIME, IN TWO VOLUMES. VOL. I.

THE HISTORY OF THE CITY OF BOSTON, FROM THE FIRST SETTLEMENT TO THE PRESENT TIME, IN TWO VOLUMES. VOL. I.

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THE HISTORY OF THE CITY OF BOSTON, FROM THE FIRST SETTLEMENT TO THE PRESENT TIME, IN TWO VOLUMES. VOL. I.

[The page contains extremely faint, illegible text, likely bleed-through from the reverse side.]

1. The first step is to identify the problem or question that needs to be answered. This involves understanding the context and the specific requirements of the task.

2. The second step is to gather relevant information and data. This can involve research, consultation with experts, or collecting data from various sources.

3. The third step is to analyze the information and data collected. This involves identifying patterns, trends, and relationships that can help in understanding the problem.

4. The fourth step is to develop a solution or answer. This involves applying the knowledge and skills gained from the previous steps to create a response that addresses the problem.

5. The fifth step is to evaluate the solution or answer. This involves checking the results against the original problem and requirements to ensure that the solution is effective and accurate.

[illegible]

DECLARATION OF THE PRESIDENT
OF THE UNITED STATES OF AMERICA

January 1, 1945

I, the President of the United States, do hereby declare that the United States of America is a free people, and that the United States of America is a free people, and that the United States of America is a free people.

I, the President of the United States, do hereby declare that the United States of America is a free people, and that the United States of America is a free people, and that the United States of America is a free people.

I, the President of the United States, do hereby declare that the United States of America is a free people, and that the United States of America is a free people, and that the United States of America is a free people.

I, the President of the United States, do hereby declare that the United States of America is a free people, and that the United States of America is a free people, and that the United States of America is a free people.

I, the President of the United States, do hereby declare that the United States of America is a free people, and that the United States of America is a free people, and that the United States of America is a free people.

I, the President of the United States, do hereby declare that the United States of America is a free people, and that the United States of America is a free people, and that the United States of America is a free people.

I, the President of the United States, do hereby declare that the United States of America is a free people, and that the United States of America is a free people, and that the United States of America is a free people.



Franklin D. Roosevelt

President

2000

The proposed amendments to the regulations, in the case of the proposed amendments to the regulations of the Interior for review. The proposed amendments of the Secretary will be made known to you as soon as this office is informed of the same.

ED James Lixby

1992

Doc. 27-E-41

17-183-411

Muskogee, Indian Territory, February 2, 1907.

Barfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nation.

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 2, 1907, declining to receive or consider the application for the enrollment of Merrill Jackson and Elizabeth Jackson as Choctaw freedmen.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED: *James I. ...*

Commissioner.

Incl 17-183-411

Enckes, John T. Enckes, February 1, 1907.

The Honorable,

The Secretary of the Interior:

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Merrill Jackson and Elizabeth Jackson as Choctaw freedmen, including the decision of the Commissioner to the Five Civilized Tribes, dated February 2, 1907, declining to receive or consider said application.

Respectfully,

SIGNED *James B. Smith*

Commissioner.

2 Incl. 17-MB-411

Through the
Commissioner of Indian Affairs.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

February 28, 1907.

I.T.D.
4866, 4876, 4882, 4884, 4886-07.
4972, 4978, 4986, 4992, 5002- "
5008, 5014, 5094, 5100, 5112- "
5122, 5096, - "

LRS.

DIRECT.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases
adverse to the applicants are hereby affirmed, viz:

Title of case.	Date of your letter of transmittal.
Merrill and Elizabeth Jackson (Freedmen),	February 2, 1907.
Teddy Boon Brown,	January 10, 1907.
Clarence R. Pickens,	January 9, 1907.
Dallas Edgar Betts,	November 28, 1906.
Dottie May Brimage,	November 28, 1906.
Cicero Henry Bernard,	December 21, 1906.
James Jackson	November 8, 1906.
Charles M. Avery (Intermarried),	January 16, 1907.
Lewis Sledge,	January 9, 1907.
Dick Woodell, et al.,	January 26, 1907.
Willie O. and Samuel S. McFadden,	January 16, 1907.
Ernest L. Worthy, et al.,	December 1, 1906.
Frank Wise, et al.,	January 30, 1907.
Matty Dell Louis McCarty,	January 16, 1907.
Willis Edmond Segroves,	January 23, 1907.
Jack Fulton,	December 21, 1906.
Larence Shoals, (freedman),	February 9, 1907.

Copies of Indian Office letters submitting your reports
and recommending that the decisions be approved, are inclosed.

-2-

A copy hereof and all the papers in the above-mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse E. Wilson,

Assistant Secretary.

17 inc. and
34 for Ind. Of.

AFMc.
3-1-07.

Refer in reply to
the following:

LAND
12514-1907
D.C. 12436-07.

DEPARTMENT OF THE INTERIOR
OFFICE OF INDIAN AFFAIRS
WASHINGTON.

February 21, 1907.

C O P Y

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed the record of proceedings in the matter of the application for the enrollment of Merrill Jackson and Elizabeth Jackson as Choctaw freedmen, including the decision of the Commissioner to the Five Civilized Tribes, dated February 2, 1907, adverse to the applicants.

The record shows that on August 8, 1906 written application for the enrollment of these applicants as Choctaw freedmen was received by the Commissioner to the Five Civilized Tribes. On December 21, 1906, Mary Jackson, mother of the applicants, appeared before the Commissioner to the Five Civilized Tribes, and gave testimony for the purpose of showing whether application had been made for the enrollment of the applicants as Choctaw freedmen within the time limited by law. Mary Jackson testified that on July 21, 1906, she received her affidavit relative to the births of Merrill and Elizabeth Jackson, and on the same date Agnes Thompson and Sallie Thompson, the attending mid-wives, executed their respective affidavits relative to the births of Merrill and Elizabeth Jackson, and that all the affidavits were executed before P. Davis, a notary public at Idabel, I.T.,

and after the affidavits were signed and executed, the notary public took same and promised that "he would forward them to the office, as they would have to be there by a certain date."

Commissioner Bixby reports that the affidavits herein referred to were executed on July 21, 1906, and were received at his office on August 8, 1906, by reference from the Department, and that the records of his office do not show that any application was made for the enrollment of these applicants as Choctaw freedmen prior to August 8, 1906.

Inasmuch as no applications were made for the enrollment of Merrill Jackson and Elizabeth Jackson as Choctaw freedmen within the time limited by the provisions of the Act of Congress approved April 26, 1906, (34 Stat.L., 137), the Office concurs in the decision of the Commissioner to the Five Civilized Tribes denying the enrollment of the applicants as Choctaw freedmen.

Very respectfully,

C F Larrabee

Acting Commissioner.

KBM-LC ..

17-NB-411

Muskogee, Indian Territory, April 15, 1907.

Mary Jackson,

Idabel, Indian Territory.

Dear Madam:

You are hereby advised that on February 28, 1907, the Secretary of the Interior affirmed the decision of this office of February 2, 1907, declining to receive or consider the application for the enrollment of Merrill Jackson and Elizabeth Jackson as Choctaw freedmen.

Respectfully,

Commissioner.

17-78-411

Muskogee, Indian Territory, April 16, 1907.

Manfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 28, 1907, the Secretary of the Interior affirmed the decision of this office of February 2, 1907, declining to receive or consider the application for the enrollment of Merrill Jackson and Elizabeth Jackson as Choctaw freedmen.

Respectfully,

Commissioner.

Muskogee, Indian Territory, December 1, 1906.

Mary Jackson,

Idabel, Indian Territory.

Dear Madam:

It appears from the records of the Commissioner that an application was received at this office on August 8, 1906, for the enrollment of your children, Merrill and Elizabeth Jackson, as Choctaw freedmen.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your children above named prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian

-2-

territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

17-1282

Muskogee, Indian Territory, January 12, 1907.

Mary Jackson,

Fort Towson, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of your letter of December 29, 1906, asking for a blank for the purpose of enrolling your child Jake Jackson as a Choctaw freedman.

In reply to your letter you are advised that under the Act of Congress approved April 26, 1906, the time within which applications could be received for the enrollment of minor Choctaw freedmen expired July 25, 1906, but if it is claimed that such an application was made for the enrollment of your child above named, prior to July 25, 1906, you should appear at the General Office at Muskogee, Indian Territory, any time during the month of January 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

17-NB-417

Muskogee, Indian Territory, February 22, 1907.

Essie Cotton,

Janis, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of February 13, 1907, asking if there is any chance to have your child enrolled; you also ask relative to enrolling a child of Andy Cotton as a Choctaw freedman.

In reply to your letter you are advised that on February 14, 1907, the Commissioner to the Five Civilized Tribes rendered a decision declining to receive the application for the enrollment of your child Andy Cotton and on the same date the record in this case was forwarded to the Secretary of the Interior. This office has not yet been notified of Departmental action thereon.

You are further advised that on February 8, 1907, the Commissioner to the Five Civilized Tribes rendered a decision declining to receive the application for the enrollment of Maggie Cotton, child of Andy and Lelia Cotton, as a Choctaw freedman and on the same date the record in this case was forwarded to the Sec-

17-12-411

Muskogee, Indian Territory, May 7, 1907.

Dear A. Jackson,

Isabel, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of your letter of May 1, 1907, in which you ask information relative to the application sent to this office for the enrollment of your minor children Earl Jackson and Elizabeth Jackson in July; you state you appeared at the Land Office December 21, 1906, to testify relative to the application having been made, and you do not understand why they have not been approved when you know many that have.

In reply to your letter you are advised that the application for the enrollment of your minor children Merrill and Elizabeth Jackson as Choctaw freedmen, was not received at this office until August 8, 1906, while the time within which such applications could be received for the enrollment of minor children of Choctaw freedmen, expired July 28, 1906. The Commissioner to the Five Civilized Tribes, therefore, on February 2, 1907, declined to receive the application for the enrollment of Merrill and Elizabeth Jackson, as Choctaw freedmen, and on February 28, 1907, this

. A. J. #2.

action was approved by the Secretary of the Interior. This case is therefore considered closed.

Respectfully,

Commissioner.

Choc. M. Fr. 412

Lillie Belle Lynch

M. Fr. 412

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

Lillie Bille Lynch

Decline to receive Feb 2 1907

Copy of Decision Forwarded Attorneys for
For Choctaw and Chickasaw Nations
Feb 2 1907

Record Forwarded Department Feb 2 1907

Action Approved By Secretary of Interior
Feb 27 1907Notice of Departmental Action Forwarded
Attorneys for Choctaw And Chickasaw
Nations Mar 27 1907Notice of Departmental Action Mailed
Applicant Mar 27 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

Muskogee, Indian Territory, September 27, 1906.

Nick Lynch,

Nelson, Indian Territory.

Dear Sir:

There have been received at this office affidavits of Janie Lynch and Jane Batiste to the birth of Lielie Beele Lynch child of Nick and Janie Lynch December 30, 1905.

You will be notified of such action as will be taken in regard to the affidavits to the birth of this child.

Respectfully,

Commissioner.

NB 412

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 28, 1906.

.....Lillie Belle Lynch.....

as a citizen of

.....Choctaw..... Nation.

~~Choctaw Freedmen~~

Approved..... 190...

.....
Commissioner.

N.B. 412
Jul 26, 1906.

17-838

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.
by adoption

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Lillie Belle Lynch, born on the 30 day of Dec 1905.
[Here insert name of child] by adoption
Name of Father: Nick Lynch a citizen of the Choctaw Nation.
by adoption
Name of Mother: Janie Lynch a citizen of the Choctaw Nation.
Tribal enrollment of father: Tribal enrollment of mother:
Postoffice: Nelson I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Central District.

I, Janie Lynch, on oath state that I am 23 years of age and a citizen by adoption of the Choctaw Nation; that I am the lawful wife of Nick Lynch, who is a citizen, by adoption of the Choctaw Nation; that a female child was born to me on 30 day of December 1905; that said child has been named Lillie Belle Lynch and was living March 4, 1906.

(SEAL)

Janie Lynch

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 24th day of July 1906.

H. Morris

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Central District.

I, Jane Batista, a Midwife, on oath state that I attended on Janie Lynch, wife of Nick Lynch on the 30 day of Dec 1905; that there was born to her on said date a female child; that said child was living March 4, 1906, and is said to have been named Lillie Belle Lynch.

WITNESSES TO MARK:

Luvinia Colbert

[Must be Two Witnesses]

Joe K. Morris

Subscribed and sworn to before me this

24th day of July 1906.

(SEAL)

H. Morris

Notary Public.

15-233

Muskege, Indian Territory, December 1, 1906.

Nicholas Lynch,

Muskege, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on July 26, 1906, for the enrollment of your child, Lillie Belle Lynch, as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the five civilized tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 26, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 1, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 26, 1906.

If it is claimed that such an application was made for the enrollment of your child above named prior to July 26, 1906, you should appear before the Choctaw Land Office at Atoka, Indian

Territory, any time prior to January 1, 1907, for the purpose of
presenting testimony relative to the admission of such an applicant
within the required time.

Respectfully,

Wm. Reedy

Commissioner.

17-NB-412.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the alleged application for the enrollment of Lillie Belle Lynch as a Choctaw freedman.

It appears from the record herein that on July 26, 1906, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Lillie Belle Lynch as a Choctaw freedman.

It further appears from the record herein and from the records of this office that the applicant was born December 30, 1905 and is the child of Nicholas Lynch, whose name appears opposite No. 4761 upon the final roll of Choctaw freedmen approved by the Secretary of the Interior November 16, 1904 and that the affidavits of the mother and the attending physician relative to the birth of said child were executed July 24, 1906.

On December 1, 1906, Nicholas Lynch, the father of the applicant was notified that if it was claimed that application was made for the enrollment of this child, the applicant herein, within the time limited by the Act of Congress approved April 26, 1906 (34 Stats., 137), he should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time. No evidence was submitted in support of said application.

It does not appear from the records of this office that any application of any nature whatsoever had been made for the enrollment of the applicant prior to the receipt of the proof of birth on July 26, 1906.

I am of the opinion that inasmuch as no application was made for the enrollment of Lillie Belle Lynch as a Choctaw freedman within the time limited by the provisions of Section 2 of the Act of Congress approved April 26, 1906 (34 Stats., 137), I am without authority to receive or consider or make any record of any application for her enrollment as such and that I should decline to receive or consider the same, and it is so ordered.


Commissioner.

Muskogee, Indian Territory,

FEB 2 1907

17-NB-412

COPY

Muskogee, Indian Territory, February 2, 1907.

Nicholas Lynch,

Nelson, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 2, 1907, declining to receive or consider the application for the enrollment of Lillie Belle Lynch as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Jams Bixby*
Commissioner.

Registered.

Incl. 17-NB-412

17- MB-412

COPY
Muskogee, Indian Territory, February 2, 1907.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 2, 1907, declining to receive or consider the application for the enrollment of Millie Belle Lynch as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tams Bixby*
Commissioner.

Incl. 17-MB-412

COPY
Muskogee, Indian Territory, February 2, 1907.

The Honorable,

The Secretary of the Interior:

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Lillie Belle Lynch as a Choctaw freedman, including the decision of the Commissioner to the Five Civilized Tribes, dated February 2, 1907, declining to receive or consider said application.

Respectfully,

SIGNED *Tams Bixby*

Commissioner.

2 Incl. 17-NB-412

Through the
Commissioner of Indian Affairs.

17-WB-412

Muskogee, Indian Territory, March 27, 1907.

Nicholas Lynch,

Nelson, Indian Territory.

Dear Sir:

You are hereby advised that on February 27, 1907, the Secretary of the Interior affirmed the decision of the Commissioner to the Five Civilized Tribes, rendered February 2, 1907, declining to receive or consider the application for the enrollment of Lillie Bell Lynch as a Choctaw freedman.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

17-NB-412

Muskogee, Indian Territory, March 27, 1907.

Wansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen.

You are hereby advised that on February 27, 1907, the Secretary of the Interior affirmed the decision of the Commissioner to the Five Civilized Tribes, rendered February 2, 1907, declining to receive or consider the application for the enrollment of Lillie Bell Lynch as a Choctaw freedman.

Respectfully,


Acting Commissioner.

DEPARTMENT OF THE INTERIOR,

WASHINGTON.

PHE

D.C. 12044-1907.

I.T.D.

864, 1162, 1184, 2736-07.
 3198, 4582, 4648, 4656- "
 4664, 4710, 4726, 4766- "
 4774, 4776, 4786, 4802- "
 4804, 4808- "

February 27, 1907

LRS

DIRECT

Commissioner to the Five Civilized Tribes,
 Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases
 adverse to the applicants are hereby affirmed, viz:

Title of case.	Date of your letter of transmittal.
Arizona Robinson, et al.,	August 11, 1906
Frank Skaggs, et al.,	August 11, 1906
Edy Jane Hood, et al.,	August 24, 1906
Clarence Neukirchner, et al.,	June 19, 1906
Sarah P. Ashford, et al.,	November 12, 1906
Redella Giddens, et al.,	March 19, 1906
J. O. Brant, et al.,	January 25, 1907
Georgia Ann Johnson,	January 26, 1907
Mollie Harris,	January 3, 1907
Oatis Bagwell,	January 9, 1907
Vailor Bagwell,	January 9, 1907
Katy Logan and Elvira Anderson,	April 25, 1906
Jesse and Della Maytubbee,	April 25, 1906
Tishie Wilom, et al.,	January 3, 1907
John William Martin,	January 8, 1907
Lillie Belle Lynch, (Freedman)	February 2, 1907
Josiah McIntosh, Sr., et al.,	January 25, 1907
Louis Henry Rockett, et al.,	January 25, 1907

Copies of Indian Office letters submitting your reports and
 recommending that the decisions be affirmed, are inclosed.

-2-

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse E. Wilson,

Assistant Secretary.

18 inc. and
44 for Ind. Of.

A.F.Mc.
2-28-07.

Defer in reply to the following: 944/410

AND
12513-1907.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

C O P Y
The Honorable,

February 21, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed the record of proceedings in the matter of the application for the enrollment of Lillie Bell Lynch as a Choctaw freedman, including the decision of the Commissioner to the Five Civilized Tribes, dated February 2, 1907, adverse to the applicant.

The record shows that on July 26, 1906 there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of this applicant as a Choctaw freedman. The record further shows that the applicant was born December 30, 1905, and is the child of Nicholas Lynch, whose name appears on the final roll of Choctaw freedman, and that the affidavits of the mother and the attending physician relative to the birth of the applicant were executed on July 24, 1906. Commissioner Bixby reports that it does not appear from the records of his office that any application of any nature whatsoever has been made for the enrollment of the applicant, other than the receipt of proof of birth on July 26, 1906.

Therefore, by reason of the provisions of the Act of Congress approved April 26, 1906 (34 Stat.L., 137), the Office concurs

-2-

in the decision of the Commissioner to the Five Civilized
Tribes denying the enrollment of this applicant as a Choctaw
freedman.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

EBM-LC

Choc. M. Fr. 413

Lavera Perry

M. Fr. 413

413

MINOR

ENROLLMENT

CHOCTAW

FREEDMAN

Lauera Perry

Decline to receive Feb 7 1907

Copy of Decision Forwarded Attorneys for
Choctaw and Chickasaw Nations. Feb 7 1907

Copy of Decision Forwarded Applicant Feb
7 1907

Record Forwarded Department Feb 7 1907

Action Approved by Secretary of Interior
Mar 4 1907

Notice of Departmental Action Forwarded
Attorneys for Choctaw And Chickasaw
Nations. Apr 13 1907

Notice of Departmental Action Mailed
Applicant Apr 13 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

413

IN RE

Application for Enrollment of

U. INFANT CHILD

Lavera Perry

as a citizen of

Choctaw

Nation.

Approved

190

Commissioner.

N.B. 413.
Jul 26, 1906.
17-535
D-159.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

by adoption

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,

of Lavera Perry, born on the 15 day of Sept, 1904
(Here insert name of child)

Name of Father: John Perry a citizen of the Choctaw Nation.

Name of Mother: Etta Perry a citizen of the Choctaw Nation.

Postoffice Nelson, Ind Ter

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY, }
Central DISTRICT. }

I, Etta Perry, on oath state that I am 35 years of age and a citizen by adoption of the Choctaw Nation; that I am the lawful wife of John Perry, who is a citizen, by adoption, of the Choctaw Nation; that a female child was born to me on 15th day of Sept, 1904; that said child has been named Lavera Perry, and was living March 4, 1905, and is now living

WITNESSES TO MARK:

(Must be Two Witnesses) }

Subscribed and sworn to before me this 24th day of July, 1906.

(SEAL)

H. Morris
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY, }
Central DISTRICT. }

I, Luvindia Colbert, a Midwife, on oath state that I attended on Mrs Etta Perry, wife of John Perry, on the 15th day of Sept, 1906; that there was born to her on said date a female child; that said child was living March 4, 1905, and is said to have been named Lavera Perry

WITNESSES TO MARK:

(Must be Two Witnesses) }

Subscribed and sworn to before me this 24th day of July, 1906.

(SEAL)

H. Morris

Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES,
CHOCTAW LAND OFFICE.

-- :0: --

ATOCA, INDIAN TERRITORY, DECEMBER 22, 1906.

-- :0: --

IN THE MATTER of the application for the enrollment
of Lavera Perry as a Choctaw freedman.

-----000-----

JOHN PERRY, being first duly sworn, testified as
follows:

By the Commissioner:

- Q What is your name ? A John Perry.
Q What is your age ? A 35 years old.
Q What is your post office address ? A Nelson.
Q Do you appear here to-day for the purpose of giving additional
testimony in the matter of the application for the enrollment
of Lavera Perry as a Choctaw freedman ? A Yes sir.
Q Did you receive a notice from the Commissioner to appear here
before January 1, 1907, to give testimony in the matter of the
enrollment of your said child Lavera Perry ? A Yes sir.
Q Is Lavera Perry living ? A Yes sir.
Q How old is she now ? A She is about two years old.
Q What is the name of your father ? A Austin Perry.
Q Do you know the name of the owner of Austin Perry ? A Allen
Wright.
Q What is the name of your mother ? A Sallie Johnson.
Q Do you know the name of the owner of Sallie Johnson ? A Allen
Wright.
Q Have you any children you have filed for ? A Yes sir.
Q How many ? A One.
Q What is the name of that child ? A Arthur Perry.

The name of John Perry appears opposite No. 1171 upon
the approved roll of Choctaw freedmen, and on Choctaw
freedmen field card No. 535 at No. 1 thereon.

- Q What is the name of the mother of Lavera Perry ? A Etta Perry.
Q Is your wife, Etta Perry, a Choctaw freedman ? A No sir, she
claims to be a Choctaw freedman but has never had her rights
approved.
Q There was received by the Commissioner to the Five Civilized
Tribes on July 26, 1906, an application for the enrollment of
Lavera Perry as a Choctaw freedman, and the affidavits of Etta
Perry, the mother of said Lavera Perry, and Luvindia Colbert,
the mid-wife, who was in attendance at the date of the birth of
said child, which affidavits were signed and executed before
H. Morris, a notary public, on July 24, 1906: were you present
then this application was made and these affidavits were execut-
ed ? A Yes sir.

- Q What did you do with the application ? A We mailed it at Nelson.
- Q When was it you put it in the post office at Nelson ? A On the 25th of last July.
- Q Did you ever make any application for the enrollment of Lavera Perry prior to July 24, 1906 ? A No sir.

(Witness dismissed)

Wm. L. Martin, stenographer to the Commissioner to the Five Civilized Tribes, on oath states that he recorded the testimony in this cause, and that the above and foregoing is a full, true and correct transcript of his stenographic notes thereof.

Wm. L. Martin

Subscribed and sworn to before me this the 23 day of January, 1907.

W. H. Angell
Notary Public.

17-M.2.-41a
V.A. .

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the alleged application for the enrollment of Lavera Perry as a Choctaw freedman.

D E C I S I O N .

It appears from the record herein that on July 26, 1906, there was received by the Commissioner to the Five Civilized Tribes, written application for the enrollment of Lavera Perry as a Choctaw freedman.

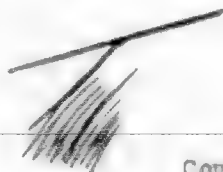
On December 22, 1906, John Perry, the father of the applicant, appeared before the Commissioner to the Five Civilized Tribes, at Atoka, Indian Territory, and gave testimony for the purpose of showing whether or not application had been made for the enrollment of said applicant as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

On said date John Perry testified that on July 24, 1906, Etta Perry, the mother of said applicant, and Lurindia Tolbert, the midwife, who attended said Etta Perry at the birth of said applicant, executed their respective affidavits relative to the birth of Lavera Perry before H. Morris, a notary public and that said affidavits were mailed at Atoka, Indian Territory, on July 25, 1906, and that no other application was ever made for the enrollment of Lavera Perry as a Choctaw freedman.

It further appears from the record herein that the affidavit of Etta Perry and the affidavit of the attending midwife were executed on July 24, 1906, and were received at this office on July 26, 1906.

It does not appear from the records of this office that any application was ever made for the enrollment of said applicant as a Choctaw freedman prior to July 26, 1906.

I am of the opinion that the evidence fails to establish that any application was made for the enrollment of Lavera Perry as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), and that, therefore, I am without authority to receive or consider or make any record of any application for her enrollment as such, and that I should decline to receive or consider the same, and it is so ordered.



Commissioner.

Muskogee, Indian Territory,

FEB 7 1907

17-NB-413

COPY

Muskogee, Indian Territory, February 7, 1907.

John Perry,

Wagon, Indian Territory.

Dear Sir:

I inclose herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 7, 1907, declining to receive or consider the application for the enrollment of Lavera Perry as a Choctaw freedman.

The decision, with the proceedings in the case is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tame Bixby*
Commissioner.

17-NB-413.
Registered.

COPY

Muskogee, Indian Territory, February 7, 1907.

Mansfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

I inclose herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 7, 1907, declining to receive or consider the application for the enrollment of Lavera Perry as a Choctaw Freedman.

The decision, with the proceedings in the case is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tams Bixby*
Commissioner.

17-WB413.

COPY

Muskogee, Indian Territory, February 7, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Lavera Perry as a Choctaw freedman, including the decision of the Commissioner to the Five Civilized Tribes, dated February 7, 1907, declining to receive or consider said application.

Respectfully,

SIGNED *Tams Bixby*
Commissioner.

17-NB-413.

Through the
Commissioner of Indian Affairs.

D. C. 12853-1907.

JP.
FHE.

DEPARTMENT OF THE INTERIOR,

WASHINGTON. March 4, 1907.

SRS.

I. T. D.

6124, 6146, 6152, 6158, 6170-07.
6192, 6292, 7002, 7266, 7270- "
7294, 7326, 7344, 7365, 7374- "
7376, 7380, 7392, 7404, 7410- "
7414, 7418, 7442, 7472, 7478- "
7486, 7490, 7526, 7548, 7550- "
7552, 7554, 7556, 7558, 7594- "
7652, 7654, 7666, 7678, 7680- "
7684, 7686, 7696, 7698, 7708- "
7716, 7724, 7728, 7734- "

DIRECT.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw enrollment cases
adverse to the applicants are hereby affirmed, viz:

Title of Case.	Date of your letter of transmittal.
Alex and Lee G. Lewis (Freedmen)	February 14, 1907.
Cora Bailey (Freedman)	February 13, 1907.
Virginia and Dave Colbert (Freedmen)	February 12, 1907.
Stella Marlow	February 15, 1907.
Joanna Pollock, et al.,	December 24, 1906.
Wlysis and Sydney Frazier (Freedmen)	February 14, 1907.
Annie and Danier Carter (Freedmen)	February 14, 1907.
Margie Hall (Freedman)	February 16, 1907.
Lavera Perry (Freedman)	February 7, 1907.
Willie and Bennie Roberts	February 6, 1907.
Clarence Vails	February 7, 1907.
Beatrice and Maudie Jeffres (Freedmen)	February 11, 1907.
L. W. Rhoades, et al.,	February 14, 1907.
Alrener Pitchlynn (Freedman)	February 11, 1907.
Henry and Minnie Reed (Freedmen)	February 11, 1907.
Vivian V. and Clyde Parks	February 11, 1907.
Mervin Clifford Hanley	February 7, 1907.
Blanche W. Stark, et al.,	February 20, 1907.

Title of Case.	Date of your letter of transmittal.
James H. Law, (Intermarried)	February 6, 1907.
Bell Serna (Miss. Choc.)	February 7, 1907.
David and Mariadell Powell (Freedmen)	February 7, 1907.
Sammie Blunt (Freedman)	February 7, 1907.
Clora and Annie Berry (Freedmen)	February 21, 1907.
Robert Thompson (Freedman)	February 21, 1907.
Washington and Hester Anthony (Freedmen)	February 21, 1907.
Ann and Emmett Walsen (Freedmen)	February 21, 1907.
Dee Wilson (Freedman)	February 20, 1907.
Blanch Johnson (Freedman)	February 16, 1907.
Luvana May Everett (Miss. Choc.)	February 23, 1907.
Viola Warrior (Freedman)	February 21, 1907.
Ella Folsom, et al., (Freedman)	February 21, 1907.
Edward Adamson (Freedman)	February 21, 1907.
Allie May and Amos Williams (Freedmen)	February 21, 1907.
John Ward, et al.,	January 23, 1907.
Frank P. Morgan (Intermarried)	January 24, 1907.
Marion James Robins (Freedman)	February 21, 1907.
William C. York, et al.,	January 16, 1907.
William S. Watters, et al.,	February 23, 1907.
Charley Braggs (Freedman)	February 21, 1907.
Hattie Marie Stewart, et al.,	February 25, 1907.
Robert McCoy (Freedman)	February 18, 1907.
George Chatman (Freedman)	February 21, 1907.
Louisa Perry (Freedman)	February 19, 1907.
John Albert Pautsky	February 26, 1907.
Nancy F. and Thursey McLarty	February 26, 1907.
Eathes Shockey,	February 6, 1907.
Albert and Ermer Piggee (Freedmen)	February 26, 1907.
Boling McKinney, et al., (Freedman)	February 26, 1907.

Copies of Indian Office letters submitting your reports and recommending that the decisions be approved, are inclosed.

A copy hereof and all the papers in the above-mentioned cases have been sent to the Indian Office.

Respectfully,

48 inc. and 98 for Ind. Of.
with copy hereof.
AWMc.
3-4-07.

E. A. Hitchcock,
Secretary.

Refer in reply to the following.

-Copy-

Land.
13716-1907.
D. C. 12853

DEPARTMENT OF THE INTERIOR,

OFFICE OF INDIAN AFFAIRS,

WASHINGTON.

March 1, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from Commissioner Pixby dated February 7, 1907, transmitting the record relative to the application made on July 26, 1906, for enrollment of Lavera Perry as a Choctaw freedman. On February 7, 1907, the Commissioner held that the applicant was not entitled to enrollment.

The decision of the Commissioner has been examined and found to be correct and its approval is recommended.

Very respectfully,

C. F. Iarrabee,

Acting Commissioner.

J.P.B. -NL

17-WB-413

Muskogee, Indian Territory, April 13, 1907.

John Perry,

Nelson, Indian Territory.

Dear Sir:

You are hereby advised that on March 4, 1907, the Secretary of the Interior affirmed the decision of the Commissioner to the Five Civilized Tribes, rendered February 7, 1907, declining to receive or consider the application for the enrollment of Lavera Perry as a Choctaw freedman.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

17-NB-413

Muskogee, Indian Territory, April 13, 1907.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 3, 1907, the Secretary of the Interior affirmed the decision of the Commissioner to the Five Civilized Tribes, rendered February 7, 1907, declining to receive or consider the application for the enrollment of Lavera Perry as a Choctaw freedman.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

Muskogee, Indian Territory, September 25, 1906.

John Perry,

Nelson, Indian Territory.

Dear Sir:

There have been received at this office affidavits of Etta Perry and Luvinia Colbert to the birth of Lavera Perry child of John and Etta Perry, September 13, 1904.

You will be notified of such action as is taken in regard to the affidavits to the birth of this child.

Respectfully,

Commissioner.

1
17-D/159

Muskogee, Indian Territory, December 1, 1906.

John Perry,

Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on July 26, 1906, for the enrollment of your child, Lavera Perry as a Choctaw freedman.

I am advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 20, 1906, expired July 22, 1906.

It has recently been called to the Department that the minor children of Choctaw freedmen who were living on March 1, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 22, 1906.

If it is claimed that such an application was made for the enrollment of your above named children prior to July 22, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

Choc. M. Fr. 414

John Henry Daniels

Fred Daniels

M. Fr. 414

MINOR ENROLLMENT
CHOCTAW FREEDMAN

John Henry Daniels
Frid Daniels

Decline to receive Feb 12 1907

Copy of Decision Forwarded Applicant
Feb 12 1907

Copy of Decision Forwarded Attorneys for
Choctaw and Chickasaw Nations. Feb 12 1907

Record Forwarded Department. Feb 12 1907

Action Approved By Secretary of Interior
Mar 2 1907

Notice of Departmental Action Forwarded
Attorneys For Choctaw And Chickasaw
Nations. Mar 25 1907

Notice of Departmental Action Mailed
Applicant. Mar 25 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

Muskogee, Indian Territory, December 7, 1906.

Charley Daniels,

Tanis, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on December 3, 1906, for the enrollment of your children, John Henry Daniels and Fred Daniels as Choctaw freedmen.

You are advised that the time within which applications should be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your children above named, prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Acting Commissioner.

IN RE

Application for Enrollment of
INFANT CHILD*Jno. Henry Daniels*
as a citizen of*Charles Freedman* Nation.

Approved

190

Commissioner.

Dec. 3, 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of John Henry Daniels, born on the 23 day of January, 1903
(Here insert name of child)
Name of Father: Charley Daniels, a citizen of the Choctaw Nation.
Name of Mother: Vertie Daniels, a citizen of the United States Nation.
Postoffice Janis I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
Central DISTRICT.

I, Vertie Daniels, on oath state that I am 20
years of age and a citizen by United States, of the Choctaw Nation;
that I am the lawful wife of Charley Daniels, who is a citizen, by
Adoption Law of the Choctaw Nation; that a Male child was
(Male or Female.)
born to me on 23 day of January, 1903; that said child has been named
John Henry Daniels, and was living March 4, 1906.

WITNESSES TO MARK:

(Seal)

(Must be Two Witnesses)

Subscribed and sworn to before me this 28 day of Nov, 1906.

J. Emmett Harris
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
DISTRICT.

I, Eary Coleman, a midwife, on oath state that I
attended on Mrs. Vertie Daniels, wife of Charley Daniels
on the 23 day of January, 1903; that there was born to her on said date a male
(Male or Female.)
child; that said child was living March 4, 1906 and is said to have been named John Henry Daniels.

WITNESSES TO MARK:

(Seal)

(Must be Two Witnesses)

Subscribed and sworn to before me this 28 day of Nov, 1906.

J. Emmett Harris
Notary Public.

IN RE

Application for Enrollment of
INFANT CHILD*Fred Daniels*

as a citizen of

Choctaw Indian

Nation.

Approved

190

Commissioner.

Dec 3. 1906

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES

Copy

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Fred Daniels (Here insert name of child), born on the 4 day of August, 1905
Name of Father: Charley Daniels a citizen of the United States Nation.
Name of Mother: Vertie Daniels a citizen of the Choctaw Nation.
Postoffice: Jarvis, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
Central DISTRICT.

I, Vertie Daniels, on oath state that I am 20
years of age and a citizen by of United States, of the Choctaw Nation;
that I am the lawful wife of Charley Daniels, who is a citizen, by
adoption law ^{Free man}, of the Choctaw Nation; that a male child was
(Male or Female.)
born to me on 4 day of August, 1905; that said child has been named
Fred Daniels, and was living March 4, 1906

WITNESSES TO MARK:

(Seal)

(Must be Two Witnesses)

Subscribed and sworn to before me this 28 day of Nov, 1906.

J. Emmett Harris
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
Central DISTRICT.

I, Eary Coleman, a midwife, on oath state that I
attended on Mrs. Vertie Daniels, wife of Charley Daniels
on the 4 day of August, 1905; that there was born to her on said date a male
(Male or Female.)
child; that said child was living March 4, 1906 and is said to have been named Fred Daniels

WITNESSES TO MARK:

(Seal)

(Must be Two Witnesses)

Subscribed and sworn to before me this 28 day of Nov, 1906.

J. Emmett Harris
Notary Public.

(copy)

17-252

Muskogee, Indian Territory, December 7, 1906.

Charley Daniels,

Janis, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on December 3, 1906, for the enrollment of your children, John Henry Daniels and Fred Daniels as Choctaw freedmen.

You are advised that the time within which applications should be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 16, 1906 expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your children above named prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Acting Commissioner.

17-KB-414
S.E.F.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
John Henry Daniels and Fred Daniels as Choctaw freedmen.

-: D E C I S I O N :-

It appears from the record herein that on December 3, 1906 there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of John Henry Daniels and Fred Daniels as Choctaw freedmen.

It further appears from the record herein and from the records of this office that John Henry Daniels and Fred Daniels were born January 23, 1903 and August 4, 1905 respectively, and that they are the children of Vertna Daniels, a non citizen, and Charley Daniels whose name appears as Charlie Daniels opposite No. 314 upon the final roll of Choctaw freedmen approved by the Secretary of the Interior March 6, 1903.

It further appears from the record herein that on December 7, 1906, Charley Daniels, the father of said applicants, was duly notified that if it was claimed that application had been made for the enrollment of said applicants as Choctaw freedmen within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), he should appear before the Choctaw Land Office at Atoka, Indian Territory, at any time prior to January 1, 1907, for the purpose of giving testimony relative to the submission of such application within the required time, but it does not appear from the records of this office that any appearance was made in response thereto.

It does not appear from the records of this office that any application of any nature whatsoever was ever made for the enrollment of said applicants as Choctaw freedmen prior to July 26, 1906.

Section two of the Act of Congress approved April 26, 1906 (34 Stats., 137), provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled".

I am of the opinion that inasmuch as application was not made for the enrollment of John Henry Daniels and Fred Daniels as

(2)

17-NB-414

Chectaw freedmen within the time limited by the provisions of the above Act, I am without authority to receive or consider any application for their enrollment as such, and that therefore, I should decline to receive or consider the same, and it is so ordered.



Commissioner.

Muskogee, Indian Territory.

FEB 12 1907

17-NB-414

Waskogee, Indian Territory, February 12, 1907.

Charlie Daniels,

Janis, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 12, 1907, declining to receive or consider the application for the enrollment of John Henry Daniels and Fred Daniels as Choctaw freedmen.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *James F. Dixie*

Commissioner.

Re. referred.

Incl. 17-NB-414

17-AB-414

COPY

Muskogee, Indian Territory, December 17, 1907.

Hansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 12, 1907, declining to receive or consider the application for the enrollment of John Henry Daniels and Fred Daniels as Choctaw freedmen.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tamm Dixie*

Commissioner.

Incl. 17-AB-414

COPY

Muskogee, Indian Territory, February 12, 1907.

The Honorable,

The Secretary of the Interior:

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of John Henry Daniel and Fred Daniels as Choctaw freedmen, including the decision of the Commissioner to the Five Civilized Tribes, dated February 12, 1907, declining to receive or consider said application.

Respectfully,

SIGNED *James Eixby*
Commissioner.

2 Incl.

Through the
Commissioner of Indian Affairs.

J.P.

DEPARTMENT OF THE INTERIOR,

WASHINGTON.

O.K.

D.C. 12635-1907.

I.T.D.

6136, 6138, 6176, 6178,
6186, 6202, 6212, 6222,
6234, 6240, 6256, 6262,
6264, 6268, 6270, 6272,
6284, 6290, 6334, 1907.

March 2, 1907.

I M.

RECEIVED.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

Your decisions in the following Cheetan citizenship cases, adverse to the applicants, are hereby affirmed. Copies of Indian Office letters, submitting your reports and recommending that the decisions be affirmed, are enclosed:

Title of Case.	Date of Your Letter of Transmittal.
Robert Ward and Willie Ward (Freedmen),	February 12, 1907.
Jana Robinson (Freedman),	February 12, 1907.
Anderson Gilbert (Freedman),	February 16, 1907.
Rather Butler (Freedman),	February 13, 1907.
Aaron Hunter and Rosetta Hunter, (Freedmen)	February 13, 1907.
Cornelius Hyatt Jr.,	February 14, 1907.
Vivian Virginia Murphy and Edith M. Murphy,	February 14, 1907.
Hannie and Hughay McNeely,	February 14, 1907.
Siras Jeffie Burris et al. (Freedmen),	February 14, 1907.
Solomon Wilson, Jr. (Freedman),	February 12, 1907.
Gus Willie (Freedman),	February 14, 1907.
Leeana and Fannie Robinson (Freedmen),	February 14, 1907.
Mary Butler (Freedman),	February 14, 1907.
Leaguster Sheals (Freedman),	February 14, 1907.
Green Butler (Freedman),	February 13, 1907.
Robert McAfee (Freedman),	February 14, 1907.
Minnie McKinney (Freedman),	February 14, 1907.
William Fay and Lona Otto Nelson,	February 16, 1907.
John Henry and Fred Daniels (Freedmen),	February 12, 1907.

-2-

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse E. Wilson.

Assistant Secretary.

19 inc. and 36 inc. to
Ind. Of.

W.S.F. 1/3/07.

(C O P Y)

Refer in reply to the
following:

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

Land.
16005-1907.

February 28, 1907.

The Honorable,
The Secretary of the Interior.

Sir:

I have the honor to invite your attention to the enclosed record of the Commissioner to the five Civilized Tribes in the matter of the alleged application for the enrollment of John Henry Daniels and Fred Daniels as Choctaw freedmen.

The Commissioner in his decision sets out the record concerning the attempted applications for the enrollment of the applicants, and on February 12, 1907, determined that it did not appear from the records of his office that any application of any nature whatsoever had been made for the enrollment prior to July 26, 1906, and for that reason rejected them.

It is evident that no application was made for the enrollment of John Henry and Fred Daniels within the time prescribed by law, and for that reason it is recommended that the decision of the Commissioner be approved.

Very respectfully,
C. F. Larrabee,
Acting Commissioner.

RBH-Y.

17-HB-414

Muskogee, Indian Territory, March 25, 1907.

Charlie Daniels,

Janis, Indian Territory.

Dear Sir:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 12, 1907, declining to receive or consider the application for the enrollment of John Henry Daniels and Fred Daniels as Choctaw freedmen.

Respectfully,

Commissioner.

17-NB-414

Muskogee, Indian Territory, March 25, 1907.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 12, 1907, declining to receive or consider the application for the enrollment of John Henry Daniels and Fred Daniels as Choctaw freedmen.

Respectfully,

Commissioner.

Choc. M. Fr. 415

Augustus Burris

M. Fr. 415

415

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

Augustus Burris

Decline to receive Feb 8 1907

Copy of Decision Forwarded Applicant
Feb 8 1907

Copy of Decision Forwarded Attorneys For
Choctaw and Chickasaw Nations Feb 8 1907

Rec ord Forwarded Department Feb 8 1907

Action Approved By Secretary of Interior
Mar 1 1907

Notice of Departmental Action Forwarded
Attorneys For Choctaw And Chickasaw
Nations Apr 13 1907

Notice of Departmental Action Mailed
Applicant Apr 13 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

415

4

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.
Enrollment of Minors. Act of Congress, approved April 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as Freedman member of the Choctaw Nation, of Augustus Burris, born on the 4 day of Dec. 1903. Name of Father: Jno Burris a citizen of the Choctaw Nation. Name of Mother: Dela Burris a citizen of the Choctaw Nation. Tribal enrollment of father: Freedman. Tribal enrollment of mother: Freedman. Enrollment No. of father No. Enrollment of Mother No.

Postoffice Janis, I.T.

AFFIDAVIT OF MOTHER.
United States of America, Indian Territory,)
Central District,)

I, Dela Burris, on oath state that I am 33 years of age and a citizen by adoption of the Choctaw Nation, that I am the lawful wife of John Burris who is a citizen, by adoption of the Choctaw Nation: that a ^{male} ~~boy~~ child was born to me on 4 day of December 1903; that said child has been named Augustus Burris, and was living March 1, 1906.

Dealia Burris

Witnesses by mark:

(Must be two
Witnesses).

Subscribed and sworn to before me this 28 day of Nov 1906.

(SEAL)-

J. Bennett Harris.
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

United States of America,
Indian Territory,
Central District }

I, Hattie Burris a midwife on oath state that I attended on
Dela Burris wife of John Burris on the 1 day of December 1903; that
there was born to her on said date a male child; that said child was
living March 4, 1906, and is said to have been named Augustus Burris

her
Hattie X Burris
mark

Witnesses to Mark:

(Must be two W.D.Danes.

Witnesses). Tom Williams

Subscribed and sworn to before me this 28 day of Nov 1906.

(SEAL)

J. Emmett Harris
Notary Public.

(endorsed on back)

NB #415

In re application for enrollment of Minor Child.
Act of Congress Approved April 26, 1906.

Augustus Burris

as a citizen of

CROOK/AM FRIENDMAN Nation.

Approved _____ 190__

Commissioner.

M.M.Lindly-Attorneys at Law,
South McAlester, IT.

NB #415
17-337

DEC 3 1906.

(copy)

17-337

Muskogee, Indian Territory, December 8, 1906.

John Burris,

Jaris, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on December 3, 1906, for the enrollment of your child, Augustus Burris as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes, for the enrollment of your minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your child, above named, prior to July 25, 1906, you should appear before the Choctaw land office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Acting Commissioner.

17-NB-415
S.E.F.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Augustus Burris as a Choctaw freedman.

-: D E C I S I O N :-

It appears from the record herein that on December 3, 1906, there was received by the Commissioner to the Five Civilized Tribes a written application for the enrollment of Augustus Burris as a Choctaw freedman.

It further appears from the record herein and from the records of this office that said applicant was born December 4, 1903; that he is the child of John Burris whose name appears opposite number 2869 on the final roll of Choctaw freedmen approved by the Secretary of the Interior June 11, 1903, and of Delia Burris whose name appears opposite number 2860 on the final roll of Choctaw freedmen approved by the Secretary of the Interior June 11, 1903.

Section two of the Act of Congress approved April 26, 1906 (34 Stat., 137), provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek Tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled".

I am of the opinion that inasmuch as application was not made for the enrollment of Augustus Burris as a Choctaw freedman within the time limited by the provisions of the above Act, I am without authority to receive or consider any application for his enrollment as such and that therefore, I should decline to receive or consider the same, and it is so ordered.

Muskogee, Indian Territory.


Commissioner.

FEB 8 - 1907

17-NB-415

COPY

Muskogee, Indian Territory, February 8, 1907.

John Burris,

Janis, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 8, 1907, declining to receive or consider the application for the enrollment of Augustus Burris as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tams Bixby*

Commissioner.

Registered.
Incl. 17-NB-415

17-NB-415

COPY

Muskogee, Indian Territory, February 8, 1907.

Mansfield, McKurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 8, 1907, declining to receive or consider the application for the enrollment of Augustus Burris as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED: *John Bixby*

Commissioner.

Incl. 17-NB-415

202M
Muskogee, Indian Territory, February 8, 1907.

The Honorable,

The Secretary of the Interior:

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Augustus Burris as a Choctaw freed man, including the decision of the Commissioner to the Five Civilized Tribes, dated February 8, 1907, declining to receive or consider said application.

Respectfully,

SIGNED *James Dixon*

Commissioner.

2 Incl.

Through the
Commissioner of Indian Affairs.

Y.P.

S.P.

DEPARTMENT OF THE INTERIOR,

I RS.

D.C. 12303-1907.

WASHINGTON.

I.T.D.

5004, 5123, 5130, 5144, 5292-1907.
5296, 5310, 5326, 5330, 5360- "
5392, 5412, 5446, 5474, 5494- "
5800, 5804, 5808, 5812, 5816- "
5880, 5874, 5880, 5884, 5886- "
5888, 5892, 5896, 5904, 5914- "
5610, 5640, 5616, 5618, 5638- "
5362-1907. 21246-1906.

March 1, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of Case.

Date of your
letter of transmittal.

Bonnie Edmondson
Josephine Lebur, et al.
Asro Allen Harvey, et al. (Freedmen)
Jodie Lee Hancock,
James Louis Rogers, et al.,
Porter Buckner (freedman)
Esther James (freedman)
Nelsie Ruthr, et al.
Verna Dunlap, et al.
Betty Prince, et al.
Dave Newby, et al.
John Henry Sanders, et al. (freedmen)
Lois Lucile Ray
Hirskin Parks, et al.
David D. Tidwell, et al.
A. J. Crowson, et al.
Ader Williams, et al. (freedman)

January 16, 1907.
February 7, 1907.
February 7, 1907.
February 6, 1907.
January 28, 1907.
February 8, 1907.
February 8, 1907.
February 7, 1907.
January 28, 1907.
June 26, 1906.
January 29, 1907.
January 26, 1907.
January 9, 1907.
January 11, 1907.
January 7, 1907.
January 25, 1907.
February 5, 1907.

Title of case.	Date of your letter of transmittal.
Mary Hewry	January 26, 1907.
Edith Paul, et al.	January 26, 1907.
Willie J. Walker, et al.	January 4, 1907.
Martha McCoy (freedman)	January 31, 1907.
Thomas Virgil Bottoms, et al.	January 9, 1907.
Augustus Burris (freedman)	February 8, 1907.
James Wilson Welch	January 28, 1907.
Vara L. Dillard	January 28, 1907.
Sammie Morris (freedman)	February 8, 1907.
Chesateanie Pearce	December 24, 1906.
Alta A. Brown, et al.	January 29, 1907.
William Henry Riddle	January 26, 1907.
Lula Routon Bond, et al.	December 22, 1906.
Manina Wadd Carrel	January 28, 1907.
Ruther Ervin, et al.	November 10, 1906.
Harrison Robison	December 24, 1906.
George Robinson, et al.	December 24, 1906.
Carvenia Clark	November 10, 1906.
James King	January 28, 1907.
Nettie Brown, et al.	June 15, 1906.

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse E. Wilson.

Assistant Secretary.

37 inclosures, and
74 to Ind. Of.

A.P. 0
5-1-07

Refer in reply to
the following:

COPY:

Land
14405-1907.
D.C. 12308-1907.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 25, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a record of the proceedings in the matter of the application for the enrollment of Augustus Burris as a Choctaw freedman, including the decision of the Commissioner to the Five Civilized Tribes dated February 8, 1907, adverse to the applicant.

The record shows that on December 3, 1906, there was received by the Commissioner to the Five Civilized Tribes a written application for the enrollment of Augustus Burris as a Choctaw freedman. The record further shows that the applicant was born December 4, 1903; that he is the child of John Burris, whose name appears on the final roll of Choctaw freedmen, and of Delia Burris, whose name also appears on the final roll of Choctaw freedmen.

Inasmuch as no application was made for the enrollment of the applicant herein as a Choctaw freedman within the time limited by the provisions of the Act of April 26, 1906 (34 Stat. L., 137), the Office concurs in the decision of Commis-

-2-

sioner Bixby denying the enrollment of the applicant as a
Choctaw freedman.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

EBM-W.

17-NB-415

Muskogee, Indian Territory, April 17, 1907.

John Burdis,

Janis, Indian Territory.

Dear Sir:

You are hereby advised that on March 1, 1907, the Secretary of the Interior affirmed the decision of this office of February 8, 1907, declining to receive or consider the application for the enrollment of Augustus Burdis as a Choctaw freedman.

Respectfully,

Geo. D. Rodgers.

ACTING Commissioner.

17-44-415

Muskogee, Indian Territory, April 13, 1907.

Messrs. McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 1, 1907, the Secretary of the Interior affirmed the decision of this office of February 1, 1907, declining to receive or consider the application for the enrollment of Augustus Burns as a Choctaw freedman.

Respectfully,

C. C. Rodgers.

ACTING Commissioner.

Choc. M. Fr. 416

Maggie Cotton

M. Fr. 416

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

Maggie Cotton

Decline to receive Feb 8 1907

Copy of Decision Forwarded Attorneys
For Choctaw And Chickasaw Nations.
Feb 8 1907

Record Forwarded Department Feb 8 1907

Action Approved by Secretary of Interior
Mar 2 1907Notice of Departmental Action Forwarded
Attorneys For Choctaw And Chickasaw
Nations. Apr 4 1907Notice of Departmental Action Mailed
Applicant. Apr 4 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

17-333

Muskogee, Indian Territory, December 7, 1906.

Andy Cotton,

Janis, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on December 3, 1906, for the enrollment of your child, Maggie Cotton, as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your child above named, prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Acting Commissioner

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 28, 1906.

..... Margie Cotton.....

as a citizen of

..... C. D. C. W. R. R. Nation.

Approved.. 190...

.....
Commissioner.

NY#416

17-333

DEC 3 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Chectaw Nation,
of ie Cotton born on the 6 day of August 1906.
(Here insert name of child)
Name of Father, Andy Cotton, a citizen of the Chectaw Nation.
Name of Mother, Delia Cotton, a citizen of the United States Nation.
Tribal enrollment of father Freedman. Tribal enrollment of mother Free citizen.
Postoffice Joris, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Sevier District.

I, Delia Cotton, on oath state that I am 27 years of age and a citizen by ~~XXXXX~~ U.S. of the Chectaw Nation; that I am the lawful wife of Andy Cotton, who is a citizen, by Admission of the Chectaw Nation; that a female child was born to me on the 6 day of August, 1906; that said child has been named ie Cotton and was living March 4, 1906.

Delia Cotton
mark,

WITNESSES TO MARK:

[Must be Two Witnesses] Ed. Anderson
William Cole

Subscribed and sworn to before me this 10 day of Nov., 1906.

J. Barrett Harris

Notary Public

(191)

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Sevier District.

I, Ed. Anderson, a mid-wife, on oath state that I attended on Delia Cotton, wife of Andy Cotton, on the 6 day of August, 1906; that there was born to her on said date a female child; that said child was living March 4, 1906, and is said to have been named ie Cotton.

E.A. Y. Harris
mark

WITNESSES TO MARK:

[Must be Two Witnesses] William Cole
Ed. Anderson

Subscribed and sworn to before me this 10 day of Nov., 1906.

J. Barrett Harris

Notary Public

(copy)

11-111

Atoka, Indian Territory, December 7, 1906.

And: Cotton,

Atoka, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on December 7, 1906, for the enrollment of your child, Maggie Cotton, as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 16, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 1, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your child above named, prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Acting Commissioner.

17-NB-416
S.E.F.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Maggie Cotton as a Choctaw freedman.

-: D E C I S I O N :-

It appears from the record herein that on December 3, 1906 there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Maggie Cotton as a Choctaw freedman.

It further appears from the record herein and from the records of this office that the said applicant was born August 6, 1904; that she is the daughter of Sella Cotton, a non-citizen, and Andy Cotton whose name appears opposite number 651 on the final roll of Choctaw freedmen approved by the Secretary of the Interior March 6, 1903.

Section two of the Act of Congress approved April 26, 1906 (34 Stat., 137), provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled".

I am of the opinion that inasmuch as application was not made for the enrollment of Maggie Cotton as a Choctaw freedman within the time limited by the provisions of the above Act, I am without authority to receive or consider any application for her enrollment as such and that therefore, I should decline to receive or consider the same, and it is so ordered.

Muskogee, Indian Territory.

FEB 8 - 1907


Commissioner.

17-NB-416

COPY
Muskogee, Indian Territory, February 8, 1907 .

Andy Cotton,

Janis, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 8, 1907, declining to receive or consider the application for the enrollment of Maggie Cotton as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tamé Bixby*

Commissioner.

Registered.

Incl. 17-NB-416

17-NB-416

OK

Muskogee, Indian Territory, February 8, 1907.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 8, 1907, declining to receive or consider the application for the enrollment of Maggie Cotton as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tamm Bixby*

Commissioner.

Incl. 17-NB-416

000
Muskogee, Indian Territory, February 8, 1907.

The Honorable,

The Secretary of the Interior:

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Maggie Cotton as a Choctaw freedman, including the decision of the Commissioner to the Five Civilized Tribes, dated February 8, 1907, declining to receive said application.

Respectfully,

SIGNED *James Bixby*

Commissioner.

2 Incl.

Through the
Commissioner of Indian Affairs.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

J.P.

S.P.

D.C. 12432-1907.

I.T.D. 2752, 3440, 5686, 5688, 5690-1907.

5692, 5696, 5704, 5708, 5710- "

March 2, 1907.

5776, 5782, 5784, 5786, 5800- "

5802, 5804, 5820, 5824, 5842- "

5848, 5854, 5886, 5888, 5890- "

5918, 5920, 5944, 5958, 5962- "

5964, 5968- "

LRS

DIRECT.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed.

Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of Case.	Date of your letter of transmittal.
John W. Betts, et al.	June 19, 1906,
Rachel Dyer,	December 20, 1906,
Mary E. Price, (intermarriage)	February 14, 1907,
Ella Horn, et al. (freedmen)	February 14, 1907,
James B. Mahardy, (freedman)	February 14, 1907,
Andy Cotton, (freedman)	February 14, 1907,
Oscar L. Stone, (intermarriage)	February 14, 1907,
Archie Newton, et al. (freedman)	February 14, 1907,
Charlotta McCurtain, (intermarriage)	February 14, 1907,
Gleorie Phillips	February 14, 1907.
Rasaphelt Butler, (freedman)	February 11, 1907,
Lewis Bird Springs (freedman)	February 7, 1907,
Rutha Green, (freedman)	February 11, 1907.

Title of Case.

Date of your
letter of transmittal.

Sam Stewart,		February 11, 1907,
Jane Freeman, et al.	(freedman)	January 26, 1907,
Myree Dangerfield, et al.	(freedmen)	January 26, 1907,
Linder Harlan,	(freedman)	February 13, 1907,
Frieda Lucas, et al.	(Miss. Choc.)	February 12, 1907,
Inez Crunk, et al.	(Miss. Choc.)	February 12, 1907,
Maggie Cotton,	(freedman)	February 8, 1907,
William P. Cook,	(Miss. Choc.)	February 11, 1907,
Wavery Columbus Hunter, et al.		
	(Miss. Choc.)	February 12, 1907,
Augustus Anderson,	(freedman)	February 13, 1907,
Albert Fulson, et al:	(freedmen)	February 13, 1907,
David Dyer		February 13, 1907,
Martha J. Moore, et al.		December 22, 1906,
Bill Daniels, et al.	(freedmen)	February 14, 1907,
Melvina King, et al.		January 29, 1907,
Levi Cornish, et al.	(Miss. Choc.)	February 12, 1907,
John Roberts,		January 25, 1907,
Joe P. Hunter,	(Miss. Choc.)	February 12, 1907,
Florence L. Roberts,	(Miss. Choc.)	February 12, 1907.

A copy heresof and the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse B. Wilson,

Assistant Secretary.

32 inc. and
64 to Ind. Of.

AVMc
3-2-07

946/330

COPY.

DEPARTMENT OF THE INTERIOR,

Land.
14407-1907.

OFFICE OF INDIAN AFFAIRS,

WASHINGTON,

February 27, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a record of the proceedings in the matter of the application for the enrollment of Maggie Cotton as a Choctaw freedman, including the decision of the Commissioner to the Five Civilized Tribes dated February 8, 1907, adverse to the applicant.

The record shows that on December 3, 1906, there was received by the Commissioner to the Five Civilized Tribes a written application for the enrollment of Maggie Cotton as a Choctaw freedman. The record further shows that the applicant was born August 6, 1904; that she is the daughter of Selia Cotton, a non-citizen, and Andy Cotton, whose name appears on the final roll of Choctaw freedmen.

Inasmuch as no application was made for the enrollment of Maggie Cotton within the time limited by the provisions of Section 2 of the Act of April 26, 1906 (34 Stat. L., 137), the Office concurs in the decision of Commissioner Bixby denying the enrollment of the applicant as a Choctaw freedman.

Very respectfully,

C. F. Larrabee,

Acting Commissioner

KRM-W

17-10-41

Muskogee, Indian Territory, April 4, 1907.

Andy Cotton,

Janis, Indian Territory.

Dear Sir:

You are hereby advised that on March 4, 1907, the Secretary of the Interior affirmed the decision of this office of February 8, 1907, declining to receive or consider the application for the enrollment of Maggie Cotton as a Choctaw freedman.

Respectfully,

E. D. Rodgers.

Acting Commissioner.

17-AB-416

Muskogee, Indian Territory, April 4, 1907.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 3, 1907, declining to receive or consider the application for the enrollment of Maggie Cotton as a Choctaw freedman.

Respectfully,

E. D. Rodgers.

Acting Commissioner.

Choc. M. Fr. 417

Andy Cotton

M. Fr. 417

417

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

Andy Cotton

Decline to receive Feb 14 1907

Record Forwarded Department Feb 14 1907

Action Approved By Secretary of Interior.
Mar 2 1907

Notice of Departmental Action Forwarded
Attorneys For Choctaw And Chickasaw
Nations. Apr 4 1907

Notice of Departmental Action Mailed
Applicant. Apr 4 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

417

NS # 17

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

..... Andy Cotton.....

as a citizen of

..... CHOCOTAW TRIBESMAN..... Nation.

Approved..... 190...

.....
Commissioner.

M. J. LIPLEY - Attorney at Law
Spartanburg, S.C.

NS # 17

17-333

DEC 3 1906.

**DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.**

ENROLLMENT OF MIXBRS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Andy Cotton, born on the 6 day of August 1905.
(Here insert name of child)
Name of Father: Essie Cotton, a citizen of the Choctaw Nation.
Name of Mother: Australia Cotton, a citizen of the United States Nation.
Tribal enrollment of father: [blank] Tribal enrollment of mother: [blank]
Postoffice: Jarras I. I.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Central District.

I, Australia Cotton, on oath state that I am 31 years of age and a citizen by of United States of the Choctaw Nation; that I am the lawful wife of Essie Cotton, who is a citizen, by Freeman, of the Choctaw Nation; that a male child was born to me on the 6 day of August 1905; that said child has been named Andy Cotton, and was living March 4, 1906.

Australia Cotton.

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 18 day of Nov 1906.

J. Emmett Harris

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Central District.

I, Selia Cotton, mid-wife, on oath state that I attended on Australia Cotton, wife of Essie Cotton, on the 6 day of August 1905; that there was born to her on said date a male child, that said child was living March 4, 1906, and is said to have been named Andy Cotton.

Cotton.

Selia X Cotton
mark

WITNESSES TO MARK.

[Must be Two Witnesses]

Subscribed and sworn to before me this 18 day of Nov 1906.

(SEAL)

J. Emmett Harris.

Notary Public.

(copy)

17-333

Muskogee, Indian Territory, December 7, 1906.

Easie Cotton,

Janis, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on December 3, 1906, for the enrollment of your child, Andy Cotton as a Choctaw free man.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your child above named, prior to July 25, 1906, you should appear before the Choctaw land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

17-417
S.B.P.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Andy Cotton as a Choctaw freedman.

-: D E C I S I O N :-

It appears from the record herein that on December 3,
1906, there was received by the Commissioner to the Five Civilized
Tribes written application for the enrollment of Andy Cotton as a
Choctaw freedman.

It appears from the record herein and from the records of
this office that said applicant, Andy Cotton, was born August 6,
1905; that he is the son of Essie Cotton, whose name appears oppo-
site number 652 on the final roll of Choctaw freedmen approved by
the Secretary of the Interior March 6, 1903, and of Australia Cotton
a non-citizen.

Section two of the Act of Congress approved April 26,
1906 (34 Stat., 137), provides:

"That for ninety days after approval hereof applications
shall be received for enrollment of children who were minors
living March fourth, nineteen hundred and six, whose parents
have been enrolled as members of the Choctaw, Chickasaw, Cher-
okee, or Creek Tribes, or have applications for enrollment
pending at the approval hereof, and for the purpose of enroll-
ment under this section illegitimate children shall take the
status of the mother, and allotments shall be made to children
so enrolled".

I am of the opinion that inasmuch as application was not
made for the enrollment of said Andy Cotton as a Choctaw freedman
within the time limited by the provisions of the above Act, I am
without authority to receive or consider any application for his en-
rollment as such and that therefore, I should decline to receive or
consider same, and it is so ordered.


Commissioner.

Muskogee, Indian Territory.

_____.

17-NB-417

Muskogee, Indian Territory, February 14, 1907.

Ressie Cotton,

Janis, Indian Territory.

Dear Sir:-

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 14, 1907, declining to receive the application for the enrollment of Andy Cotton as a Choctaw freedman.

The decision, with the record of proceedings in the case, is thisday transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as thisoffice is informed of the same.

Respectfully,

Commissioner.

Registered.
Incl. 17-NB-417.

17-NB-417.

^{copy}
Muskogee, Indian Territory, February 14, 1907.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw & Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:-

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 14, 1907, declining to receive the application for the enrollment of Andy Cotton as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

HENRY J. HODGE

Commissioner.

Incl. 17-NB-417.

COPY

Muskogee, Indian Territory, February 14, 1907.

The Honorable,

The Secretary of the Interior.

Sir:-

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Andy Cotton as a Choctaw freedman, including the decision of the Commissioner to the Five Civilized Tribes, dated February 14, 1907, declining to receive said application.

Respectfully,

Commissioner.

2 Incl. 17-NB-417.

Through the
Commissioner of Indian Affairs.

J.P.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

S.P.

D.C. 12432-1907.

I.T.D. 2752, 3440, 5686, 5688, 5690-1907.

5692, 5696, 5704, 5708, 5710- "

March 2, 1907.

5776, 5782, 5784, 5786, 5800- "

5802, 5804, 5820, 5824, 5842- "

5848, 5854, 5886, 5888, 5890- "

5912, 5920, 5944, 5958, 5962- "

5964, 5968- "

LRS

DIRECT.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship
cases adverse to the applicants are hereby affirmed.

Copies of Indian Office letters submitting your reports
and recommending that the decisions be affirmed are in-
closed:

Title of Case.	Date of your letter of transmittal.
John W. Betts, et al.	June 19, 1906,
Rachel Dyer,	December 20, 1906,
Mary E. Price, (intermarriage)	February 14, 1907,
Ella Horn, et al. (freedmen)	February 14, 1907,
James E. Mahardy, (freedman)	February 14, 1907,
Andy Cotton, (freedman)	February 14, 1907,
Oscar L. Stone, (intermarriage)	February 14, 1907,
Archie Newton, et al. (freedmen)	February 14, 1907,
Charlotte McCurtain, (intermarriage)	February 14, 1907,
Cleorie Phillips	February 14, 1907,
Ressaphelt Butler (freedman)	February 11, 1907,
Lewis Bird Springs, (freedman)	February 7, 1907,
Rutha Green, (freedman)	February 11, 1907.

Title of case.	Date of year letter of transmittal.
Sam Stewart (freedman)	February 11, 1907.
Jane Freeman et al., (freedman)	January 26, 1907.
Myres Dangerfield, et al., (freedmen)	January 26, 1907.
Linder Harlan (freedman)	February 13, 1907.
Frieda Lucas, et al., (Miss. Choc.)	February 12, 1907.
Inez Crunk, et al., (Miss. Choc.)	February 12, 1907.
Maggie Cotton (freedman)	February 8, 1907.
William F. Cook (Miss. Choc.)	February 11, 1907.
Wavery Columbus Hunter, et al. (Miss. Choc.)	February 12, 1907.
Augustus Anderson (freedman)	February 13, 1907.
Albert Pulson, et al. (freedmen)	February 13, 1907.
David Dyer	February 13, 1907.
Martha J. Moore, et al.	December 22, 1906.
Will Daniels, et al. (freedmen)	February 14, 1907.
Melvina King, et al.	January 29, 1907.
Levi Cernish, et al. (Miss. Choc.)	February 12, 1907.
John Roberts	January 25, 1907.
Joe P. Hunter (Miss. Choc.)	February 12, 1907.
Flerence L. Roberts (Miss. Choc.)	February 12, 1907.

A copy hereof and the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse K. Wilson,

Assistant Secretary.

32 inc. and
64 to Ind. Of.

A. F. Mc.
5-2-07.

946/411

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,

WASHINGTON.

Earl.
16279-1907.

February 27, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from Commissioner Bixby, dated February 14, 1907, transmitting the record relative to the application of Andy Cotton for enrollment as a Choctaw freedman.

On December 3, 1906, application was made to the Commissioner for the enrollment of Andy Cotton, a minor as a Choctaw freedman.

On February 14, 1907, the Commissioner held that the applicant was not entitled to enrollment.

The decision of the Commissioner adverse to the applicant having been examined and found to be correct is recommended for approval.

Very respectfully,

Acting Commissioner.

HRD-AIK.

17-NB-417

Muskogee, Indian Territory, April 4, 1907.

Essie Cotton,

Janis, Indian Territory.

Dear Sir:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 14, 1907, declining to receive the application for the enrollment of Andy Cotton as a Choctaw free-man.

Respectfully,

C. D. Rodgers.

Acting Commissioner.

17-23-417

Muskogee, Indian Territory, April 4, 1907.

Mansfield, Murray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

I am hereby advised that on March 7, 1907, the Secretary of the Interior, in a letter of this date of February 14, 1907, declining to receive or consider the application for the enrollment of Andy Cotton, a Choctaw freedman.

Respectfully,

W. D. Rodgers

Acting Commissioner.

17-333

Muskogee, Indian Territory, December 7, 1906.

Fessie Cotton,

Janis, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on December 3, 1906, for the enrollment of your child, Andy Cotton as a Choctaw freedmen.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your child above named, prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

17-UB-417

Muskogee, Indian Territory, February 20, 1907.

Essie Cotton,

Jaris, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of February 13, 1907, asking if there is any chance to have your child enrolled; also ask relative to enrolling a child of Andy Cotton as a Choctaw freedman.

In reply to your letter you are advised that on February 14, 1907, the Commissioner to the Five Civilized Tribes rendered a decision declining to receive the application for the enrollment of Andy Cotton and on the same date the record in this case was forwarded to the Secretary of the Interior. This office has not yet been notified of Departmental action thereon.

You are further advised that on February 8, 1907, the Commissioner to the Five Civilized Tribes rendered a decision declining to receive the application for the enrollment of Aggie Cotton, child of Andy and Lelia Cotton, as a Choctaw freedman and on the same date the record in this case was forwarded to the Sec-

W. C. #2

retary of the Interior. You will be notified of such action as is taken therein by the Department.

Respectfully,

Commissioner.

Choc. M. Fr. 418
Ader Williams

M. Fr. 418

MINOR

418

ENROLLMENT
CHOCTAW FREEDMAN

Ader Eilliams
Mamey Williams

Decline to receive Feb 8 1907

Copy of Decision Forwarded Applicant
Feb 8 1907

Copy of Decision Forwarded Attorneys For
Choctaw and Chickasaw Nations. Feb 8 1907

Record Forwarded Department Feb 8 1907

Action Approved By Secretary of Interior.
Mar 1 1907

Notice of Departmental Action Forwarded
Attorneys For Choctaw and Chickasaw Nations
Apr 13 1907

Notice of Departmental Action Mailed
Applicant. Apr 13 1907

ACT OF CONGRESS APPROVED APRIL 26, 1908

418

IN RE
Application for Enrollment of
INFANT CHILD

as a citizen of

Nation.

Approved

190

(Commissioner.)

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

Freedman
IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of **Ader Williams** born on the 2 day of Jan. 1904.
(Here insert name of child) non Freedman
Name of Father **Tom Williams** a citizen of the Choctaw Nation.
Name of Mother: **Emma Williams** Freedman a citizen of the Choctaw Nation.
Postoffice **Janis, I.T.**

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
Centrial DISTRICT.

I, **Emma Williams** Freedman, on oath state that I am 30
years of age and a citizen by Adoption Law, of the Choctaw Nation;
that I am the lawful wife of **Tom Williams**, who is a citizen, of
United States, of the Choctaw Nation Nation; that a Female child was
(Male or Female.)
born to me on 2 day of Jan. 1904; that said child has been named
Ader Williams, and was living March 4, 1906
her
Emma X Williams
mark

WITNESSES TO MARK:

(Must be Two Witnesses) { **Hampton Field**
Essie Cotton

Subscribed and sworn to before me this 28 day of Nov. 1906.

J. Emmett Harris,
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
Centrial DISTRICT

I, **Eary Coleman**, a Mid Wife, on oath state that I
attended on Mrs **Emma Williams**, wife of **Tom Williams**
on the 2 day of January 1904, that there was born to her on said date a Female
(Male or Female.)
child, that said child was living March 4, 1906, and is said to have been named **Ader Williams**
his
Eary X Coleman
mark

WITNESSES TO MARK:

(Must be Two Witnesses) { **Essie Cotton**
Hampton Field

Subscribed and sworn to before me this 28 day of Nov. 1906.

J. Emmett Harris.
Notary Public

IN RE
Application for Enrollment of
INFANT CHILD

.....
as a citizen of

..... Nation.
=====

Approved

190

.....
Commissioner.
=====

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

Freedman
IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation.

of Mamey Williams born on the 27 day of January, 1906.
(Here insert name of child.)

Name of Father: Tom Williams Freedman a citizen of the United States Nation.
Freedman

Name of Mother: Emma Williams a citizen of the Choctaw Nation.

Postoffice Janis, I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY, }
Centrial DISTRICT. }

I, Emma Williams, on oath state that I am 30
years of age and a citizen by Adoption law Freedman of the Choctaw Nation;
that I am the lawful wife of Tom Williams, who is a citizen, by non
United States, of the Choctaw Nation Nation; that a Female child was
(Male or Female.)
born to me on 27 day of January, 1906; that said child has been named

Mamey Williams, and was living March 4, 1906

her
Emma X Williams
mark

WITNESSES TO MARK:

(Must be Two Witnesses) { Hampton Field
Essie Cotton

Subscribed and sworn to before me this 28 day of Nov., 1906.

J. Emmett Harris,

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY, }
Centrial DISTRICT. }

I, Eary Coleman, a Mid-Wife, on oath state that I
attended on Mrs Emma Williams, wife of Tom Williams
on the 27 day of January, 1906, that there was born to her on said date a Female
(Male or Female.)
child, that said child was living March 4, 1906 and is said to have been named Mamey Williams
her

Eary X Coleman
mark

WITNESSES TO MARK:

(Must be Two Witnesses) { Essie Cotton
Hampton Field

Subscribed and sworn to before me this 28 day of Nov., 1906.

J. Emmett Harris.

Notary Public

(COPY)

17-314

Muskogee, Indian Territory, December 7, 1906.

Tom Williams,

Janis, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on December 3, 1906, for the enrollment of your children, Mamey and Ader Williams, as Choctaw freedmen.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedman who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your above named children prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907 for the purpose of presenting testimony relative to the submission of such applications within the required time.

Respectfully,

Acting Commissioner.

1

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the applications for the enrollment of
Ader Williams and Mamey Williams as Choctaw freedmen.

It appears from the record herein that on December 3, 1906, there were received by the Commissioner to the Five Civilized Tribes written applications for the enrollment of Ader Williams and Mamey Williams as Choctaw freedmen.

It further appears from the record herein and from the records of this office that the said applicants, Ader Williams and Mamey Williams, were born January 2, 1904, and January 27, 1906, respectively; that they are the children of Tom Williams a non-citizen, and Emma Williams whose name appears opposite number 559 on the final roll of Choctaw freedmen approved by the Secretary of the Interior March 6, 1903.

Section two of the Act of Congress approved April 26, 1906 (34 Stats., 137), provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek Tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled".

I am of the opinion that inasmuch as application was not made for the enrollment of Ader Williams and Mamey Williams, or either of them, as Choctaw freedmen within the time limited by the provisions of the above Act, I am without authority to receive or consider any application for their enrollment as such, and that therefore I should decline to receive or consider the same, and it is so ordered.

Muskogee, Indian Territory.



Commissioner.

FEB 8 - 1907

17-NB-418

COPY

Waukegon, Indian Territory, February 8, 1907.

Tom Williams,

Waukegon, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 8, 1907, declining to receive or consider the application for the enrollment of Ader Williams and Mamey Williams as Choctaw freedmen.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tamm Bixby*

Commissioner.

Registered.

Incl. 17-NB-418

17-NB-418

COPY

Luskogee, Indian Territory, February 8, 1907.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 8, 1907, declining to receive or consider the application for the enrollment of Ader Williams and Mamey Williams as Choctaw freedmen.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED. *James Bixby*

Commissioner.

Incl. 17-NB-418

COPY

Muskogee, Indian Territory, February 8, 1907.

The Honorable,
The Secretary of the Interior:

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Ader Williams and Mamey Williams as Choctaw freedmen, including the decision of the Commissioner to the Five Civilized Tribes, dated February 8, 1907, declining to receive or consider said application.

Respectfully,

SIGNED *Tame Bixby*

Commissioner.

D. C. 12308-1907.

DEPARTMENT OF THE INTERIOR,

WASHINGTON. March 1, 1907.

LRS.

I. T. D.

8004, 8128, 8130, 8144, 8202-1907.

8204, 8310, 8326, 8330, 8360-

8382, 8412, 8446, 8474, 8494-

8500, 8504, 8506, 8512, 8514-

8580, 8574, 8580, 8584, 8586-

8588, 8592, 8596, 8604, 8614-

8610, 8640, 8616, 8628, 8630-

8642-1907. 81245-1906.

DIRECT.

Commissioner to the Five Civilized Tribes,

Wuskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of Case.	Date of your letter of transmittal.
Wennie Edmondson	January 16, 1907.
Josephine Lebur, et al.,	February 9, 1907.
Asa Allen Harvey, et al., (freedmen)	February 7, 1907.
Jedie Lee Hancock,	February 8, 1907.
James Louis Rogers, et al.,	January 28, 1907.
Porter Buckner (freedman)	February 8, 1907.
Ruth James (freedman)	February 8, 1907.
Welsie Butler, et al.,	February 7, 1907.
Verna Dunlap, et al.,	January 28, 1907.
Betty Prince, et al.,	June 26, 1906.
Dave Newby, et al.,	January 29, 1907.
John Henry Sanders, et al., (freedmen)	January 26, 1907.
Lois Lucile Ray	January 9, 1907.
Mirakin Parks, et al.,	January 11, 1907.
David B. Tidwell, et al.,	January 9, 1907.
A. J. Crowson, et al.,	January 25, 1907.
Ader Williams, et al., (freedmen)	February 8, 1907.

Title of Case.	Date of year letter of transmittal.
Mary Henry	January 26, 1907.
Ralph Paul, et al.,	January 26, 1907.
Willie J. Walker, et al.,	January 4, 1907.
Martha McCoy (freedman)	January 31, 1907.
Thomas Virgil Bottoms, et al.,	January 9, 1907.
Augustine Harris (freedman)	February 5, 1907.
James Wilson Welch	January 28, 1907.
Vera L. Hillard	January 28, 1907.
Jennie Morris (freedman)	February 8, 1907.
Charsteannie Pearce	December 24, 1906.
Alta A. Brown, et al.,	January 29, 1907.
William Henry Riddle	January 26, 1907.
Lula Newton Bond, et al.,	December 22, 1906.
Marina Maud Carrol	January 28, 1907.
Ruthie Evin, et al.,	November 18, 1906.
Harrison Robison	December 24, 1906.
George Robinson, et al.,	December 24, 1906.
Carvenia Clark	November 18, 1906.
James King	January 28, 1907.
Nettie Brown, et al.,	June 15, 1906.

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

James R. Wilson,

Assistant Secretary.

37 inclosures, and
74 to Ind. Of.

APMg.
5-1-07.

Refer in reply to the
following.

COPY.

DEPARTMENT OF THE INTERIOR,

D.C.12308-1907. OFFICE OF INDIAN AFFAIRS,
Land
14403-1907. WASHINGTON.

February 25, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a record of the proceedings in the matter of the application for the enrollment of Ader Williams and Mamey Williams as Choctaw freedmen, including the decision of the Commissioner to the Five Civilized Tribes dated February 8, 1907, adverse to the applicants.

The record shows that on December 3, 1906, there were received by the Commissioner to the Five Civilized Tribes written applications for the enrollment of the applicants herein as Choctaw freedmen. The record further shows that the applicants are the children of Tom Williams, a non-citizen, and Emma Williams, whose name appears opposite No. 559 on the final roll of Choctaw freedmen.

Inasmuch as no application was made for the enrollment of the applicants herein within the time limited by the provisions of the Act of April 26, 1906 (34 Stat. L., 137), the Office concurs in the decision of Commissioner Bixby denying the enrollment of the applicants as Choctaw freedmen.

KBM-W.

Very respectfully,
C. F. Larrabee,
Acting Commissioner.

17-NB-418

Muskogee, Indian Territory, April 13, 1907.

Tom Williams,

Jackson Indian Territory.

Dear Sir:

You are hereby advised that on March 1, 1907, the Secretary of the Interior affirmed the decision of this office of February 8, 1907, declining to receive or consider the application for the enrollment of Ader Williams and Mosey Williams as Choctaw freedmen.

Respectfully,

Sco. D. Rodgers.

ACTING Commissioner.

17-NB-418

Muskogee, Indian Territory, April 13, 1907.

Mansfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 1, 1907, the Secretary of the Interior affirmed the decision of this office of February 8, 1907, declining to receive or consider the application for the enrollment of Ader Williams and Mammy Williams as Choctaw freedmen.

Respectfully,

Geo. D. Rodgers.

ACTING Commissioner.

Choc. M. Fr. 419

Dave Bailey

Addie May Bailey

M. Fr. 419

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

Dave Bailey
Addie May Bailey

Decline To receive Feb 13 1907

Copy of Decision Forwarded Applicant
Feb 13 1907Copy of Decision Forwarded Attorneys For
Choctaw and Chickasaw Nations. Feb 13 1907

Record Forwarded Department Feb 13 1907

Action Approved By Secretary of Interior
Mar 2 1907Notice of Departmental Action Forwarded
Attorneys For Choctaw And Chickasaw
Nations. Apr 12 1907Notice of Departmental Action Mailed
Applicant Apr 12 1907

ACT OF CONGRESS APPROVED APRIL 26, 1908

17-338

Muskogee, Indian Territory, December 8, 1906.

Leona Bailey,

Janis, Indian Territory.

Dear Madam:

It appears from the records of the Commissioner that an application was received at this office on December 3, 1906, for the enrollment of your children, Addie May Bailey and Dave Bailey as Choctaw freedmen.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your children above named, prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Acting Commissioner.

IN RE
Application for Enrollment of
INFANT CHILD

Dave Bailey

as a citizen of

Choctaw Nation.
CHOCTAW FREEDMEN

Approved 190

Commissioner.

NB #419
17-338

Dec 3 1906

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

Freedman
IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation Nation,
of Dave Bailey, born on the 25 day of July, 1903.
(Here insert name of child)
non-citizen
Name of Father: Hun Bailey, a citizen of the United States Nation.
Name of Mother: Leona Bailey, a citizen of the Choctaw Freedman Nation.
Postoffice: Janis, I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY, }
Central DISTRICT. }

I, Leona Bailey, on oath state that I am 19
years of age and a citizen by Adoption Law, of the Choctaw Nation;
that I am the lawful wife of Hun Bailey, non-citizen
U. S., of the Choctaw Nation Nation; that a Male child was
(Male or Female.)
born to me on 25 day of July, 1903; that said child has been named
Dave Bailey, and was living March 4, 1906.

WITNESSES TO MARK:

Leona Bailey

(Must be Two
Witnesses) {

Subscribed and sworn to before me this 28 day of Nov, 1906.

(SEAL)

J. Emmett Harris

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY, }
central DISTRICT. }

I, Hattie Burris, a mid-Wife, on oath state that I
attended on Mrs. Leona Bailey, wife of Hun Bailey
on the 25 day of July, 1903; that there was born to her on said date a Male
(Male or Female.)
child; that said child was living March 4, 1906, and is said to have been named Dave Bailey
her
Hattie X Burris
mark

WITNESSES TO MARK:

(Must be Two
Witnesses) {W. L. Daniel
(SEAL) Essie Cotton

Subscribed and sworn to before me this 28 day of Nov, 1906.

J. Emmett Harris

Notary Public.

IN RE
Application for Enrollment of
INFANT CHILD

Addie May Bailey
as a citizen of

Choctaw Nation.
CHOCTAW FREEDMAN

Approved 190

Commissioner

NB#419

DEC 3 1906

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

Freedman
IN RE APPLICATION FOR ENROLLMENT, as a ~~slave~~ of the Choctaw Nation,
of Addie May Bailey, born on the 19 day of May, 1905.
(Here insert name of child)
Name of Father: Hun Bailey a citizen of the U States Nation.
Name of Mother: Leona Bailey a citizen of the Choctaw Freedman Nation.
Postoffice Janis, I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY, }
Central DISTRICT. }

I, Leona Bailey, on oath state that I am 19
years of age and a citizen by Adoption Law of the Choctaw Nation;
that I am the lawful wife of Hun Bailey, who is a citizen, by
United States of the Choctaw Nation; that a Female child was
(Male or Female.)
born to me on 19 day of May, 1905; that said child has been named
Addie May Bailey, and was living March 4, 1906
Leona Bailey

WITNESSES TO MARK:

(Must be Two
Witnesses)Subscribed and sworn to before me this 28 day of Nov, 1906.

(SEAL)

J. Emmett Harris
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY, }
Central DISTRICT. }

I, Hattie Burris, a Mid-Wife, on oath state that I
attended on Mrs. Leona Bailey, wife of Hun Bailey
on the 19 day of May, 1905, that there was born to her on said date a Female
(Male or Female.)
child; that said child was living March 4, 1906, and is said to have been named Addie May Bailey

WITNESSES TO MARK:

her
Hattie X Burris
mark

W.D. Daniels(Must be Two
Witnesses)(SEAL) Essie CottonSubscribed and sworn to before me this 28 day of Nov, 1906.

J. Emmett Harris

Notary Public.

(copy)

17-338

Wuskogee, Indian Territory, December 8, 1906.

Leona Bailey,

Janis, Indian Territory.

Dear Madam:

It appears from the records of the Commissioner that an application was received at this office on December 3, 1906, for the enrollment of your children, Addie May Bailey and Dave Bailey as Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906 expired July 25, 1906 .

It has recently been held by the Department that the minor children of Choctaw freedmen who were living March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your children above named, prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

17-B-419
S.E.F.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Dave Bailey and Addie May Bailey as Choctaw freedmen.

-: D E C I S I O N :-

It appears from the record herein that on December 3, 1906 there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Dave Bailey and Addie May Bailey as Choctaw freedmen.

It appears from the record herein and from the records of this office that Dave Bailey and Addie May Bailey were born July 26, 1903, and May 19, 1905, respectively; that they are the children of Nun Bailey, a non-citizen, and of Leona Bailey, whose name appears opposite number 670 on the final roll of Choctaw freedmen, approved by the Secretary of the Interior March 6, 1903; and that the mother of said applicants and Hattie Burris, the attending midwife, executed their respective affidavits to the birth of said applicants November 28, 1906.

It further appears from the records herein that on December 8, 1906, Leona Bailey, mother of said applicants, was duly notified that if it was claimed that any application had been made for the enrollment of said applicants as Choctaw freedmen within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), she should appear before the Choctaw Land Office at Atoka, Indian Territory, at any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time, but it does not appear from the records of this office that any appearance was made in response thereto.

It does not appear from the records of this office that any application of any nature whatsoever was ever made for the enrollment of said applicants as Choctaw freedmen prior to July 26, 1906.

Section two of the Act of Congress approved April 26, 1906 (34 Stats., 137), provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotment shall be made to children so enrolled".

I am of the opinion that, inasmuch as a application was not

#2.

made for the enrollment of Dave Bailey and Addie May Bailey as Choctaw freedmen within the time limited by the provisions of the above Act, I am without authority to receive or consider any application for their enrollment as such and that therefore, I should decline to receive or consider the same, and it is so ordered.

Commissioner.

Muskogee, Indian Territory.

FEB 13 1907

17-WB-419

CO
Muskogee, Indian Territory, February 13, 1907.

Hun Bailey,

Janis, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 13, 1907, declining to receive the application for the enrollment of Dave Bailey and Addie May Bailey as Choctaw freedmen.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *James H. Paddy*

Commissioner.

Registered.

Incl. 17-WB-419

17-WB-419

COPY

Muskogee, Indian Territory, February 13, 1907.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 13, 1907, declining to receive the application for the enrollment of Dave Bailey and Addie May Bailey as Choctaw freedmen.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *James Bixby*

Commissioner.

Incl. 17-WB-419

Muskogee, Indian Territory, February 13, 1907.

The Honorable,

The Secretary of the Interior:

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Dave Bailey and Addie May Bailey as Choctaw freedmen, including the decision of the Commissioner to the Five Civilized Tribes, dated February 13, 1907, declining to receive said application.

Respectfully,

Sam C. Barby

Commissioner.

2 Incl.

Through the
Commissioner of Indian Affairs.

DEPARTMENT OF THE INTERIOR,

LRS

WASHINGTON.

O.K.

D.C. 12633-1907.

I.T.D. 6196, 6216, 6220, 6224-07.
 6236, 6246, 6266, 6272-07.
 6286, 6288, 6290, 6302-07.
 6306, 6478, 6480, 6486-07.
 6492, 6506, 6508, 6514-07.
 6518, 6520, 6532, 6536-07.
 6672, 6674, 6688, 6692-07.
 6696, 6700, 6704, 6722-07.
 6724, 6734, 6736, 6740-07.
 6742, 6758, 6782-07.
 6786, 6788, 6796-07.
 6798, 6806, 6816, 6826-07.
 6828, 6830-07.

March 2, 1907.

DIRECT

Commissioner to the Five Civilized Tribes,
 Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are enclosed:

Title of Case	Title of Your Letter of Transmittal.
Richard Floyd, (Freedman),	February 13, 1907.
Dave and Addie May Bailey (Freedmen),	February 13, 1907.
Ardshia and Larcie McKinney (Freedmen),	February 16, 1907.
Nonie Cochran (Freedman),	February 13, 1907.
Wamey Cole and Lisa Ellen Cole (Freedmen),	February 14, 1907.
E. C. Seale, et al.,	February 14, 1907.
Nazell and Laveter Artry, (Freedman),	February 14, 1907.
Nellie J. Gideon et al.,	December 28, 1906.
Lena and Evaline Jackson,	February 14, 1907.
Ida Bell Bennett,	February 15, 1907.

Title of case.	Date of Your letter of Transmittal.
Hemie Warner et al., (Freedmen),	February 16, 1907.
Katie Simpson et al.,	February 16, 1907.
Raymond Henry Davis,	February 14, 1907.
Nancy T. Wilson et al, (Miss. Choc.),	February 12, 1907.
J. H. Hill and Newton Hill,	January 28, 1907.
Flora Lee Spring (Freedman),	February 12, 1907.
William Edgar and Oscar Jeffreys, [Miss. Choc.),	February 11, 1907.
Celestine Pierce (Freedman),	February 13, 1907.
Risk Cubit (Freedman),	February 13, 1907.
Lucretia Hadnot et al.,	February 15, 1907.
Susan A. Baird,	February 16, 1907.
William Allen Gee (Miss. Choc.),	February 12, 1907.
Ella Williams (Freedman),	February 13, 1907.
Ida Colbert,	February 12, 1907.
Mable Everidge (Freedman),	February 15, 1907.
Duckie May Mabrie (Freedman),	February 15, 1907.
Cornelius and Vanda Riddle (Freedman),	February 15, 1907.
Jimmie Lee Alexander (Freedman),	February 13, 1907.
Fred M. Patterson et al.,	February 15, 1907.
Ed Childers et al, (Freedman),	February 12, 1907.
Lizzie Dennis (Freedman),	February 15, 1907.
Hellen D'Grace McMurtre,	February 12, 1907.
Mable Bailey and Susa Anna Bailey (Freedmen),	February 13, 1907.
John Louis (Freedman),	February 15, 1907.
Amanda Mutchy, (freedman),	February 15, 1907.
Watt Davis et al.,	February 15, 1907.
Mattie Record (Freedman),	February 15, 1907.
Laura Henry (Freedman),	February 14, 1907.
Ollie Wabster (Freedman),	February 15, 1907.
James McCall,	February 15, 1907.
Nellie Elizabeth Kendrick (Freedman),	February 15, 1907.
Elwood Judy (Freedman),	February 15, 1907.
Oscar Brown (Freedman),	February 15, 1907.
Verna Verniti Bryant,	February 13, 1907.
Richard R. Perry (Freedman),	February 15, 1907.
James Luke Tubbee (Miss. Choc.).	February 20, 1907.
Elmina Perryman (Miss. Choc.),	February 20, 1907.
Ethel Rogers (Miss. Choc.),	February 20, 1907.

A copy hereof and all the papers in the above mentioned

-3-

cases have been sent to the Indian Office.

Respectfully,

Jesse E. Wilson,

Assistant Secretary.

48 inc. and 96 inc.
for Ind. Of.

W.C.F.
3/3/07.

Refer in reply to the following:

COPY

Land.
15991-1907.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 28, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to invite your attention to the enclosed record of the Commissioner to the Five Civilized Tribes in the matter of the alleged application for the enrollment of Dave Bailey and Addie May Bailey as Choctaw freedmen.

The Commissioner in his decision sets out the record concerning the attempted applications for the enrollment of the applicants, and on February 13, 1907, determined that it did not appear from the records of his office that any application of any nature whatsoever had been made for the enrollment prior to July 26, 1906, and for that reason rejected them.

It is evident that no application was made for the enrollment of Dave Bailey and Addie May Bailey within the time prescribed by law, and for that reason it is recommended that the decision of the Commissioner be approved.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

EBH-Y.

17-28-419

Muskogee, Indian Territory, April 12, 1907.

Hun Bailey,

Janis, Indian Territory.

Dear Sir:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 13, 1907, declining to receive the application for the enrollment of Dave Bailey and Addie May Bailey as Choctaw freedmen.

Respectfully,

Geo. D. Rodgers.

Commissioner.

17-NB-419

Muskogee, Indian Territory, April 12, 1907.

Mansfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 13, 1907, declining to receive the application for the enrollment of Dave Bailey and Addie May Bailey as Choctaw freedmen.

Respectfully,

Geo W. Jones
Commissioner.

Choc. M. Fr. 420

Claud Waid Thompson

M. Fr. 420

420

MINOR

ENROLLMENT
CHOCTAW FREEDMAN

Claud Ward Thompson

Decline to receive Feb 13 1907

Record Forwarded Department Feb 13 1907

Action Approved By Ascretayy of Interior
Mar 2 1907

Notice of Departmental Action Forwarded
Attorneys For Choctaw And Chickasaw
Nations. Apr 2 1907

Notice of Departmental Action Mailed
Applicant Apr 2 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

420

17-198

Muskogee, Indian Territory, December 7, 1906.

Waid Thompson,

Janis, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on December 3, 1906, for the enrollment of your child, Claud Waid Thompson as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your child above named, prior to July 15, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Acting Commissioner.

Birth affidavit.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES
ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as Freedman member of the Choctaw Nation, of Claud Waid Thompson born on the 10 day of Feb 1903. Name of father: Waid Thompson a citizen of the United States Nation. Name of Mother: Mary Thompson a citizen of the Choctaw Nation. Tribal enrollment of father Freidman Tribal enrollment of mother Freedman. Enrollment No. of Father No. ----- Enrollment No. of Mother No. ---.

Postoffice Janis, I.T.

AFFIDAVITS OF MOTHER.

UNITED STATES OF AMERICA)
Indian Territory)
Central District)

I, Mary Thompson on oath state that I am 33 years of age and a citizen by adoption Law Freedman of the Choctaw Nation, that I am the lawful wife of Waid Thompson who is a citizen of United States of the Choctaw Nation; that a male child was born to me on 10 day of Feb 1903; that the said child has been named Claud Waid Thompson and was living March 4, 1906

Mary Thompson

Witnesses to Mark:
(Must be two
Witnesses). _____

Subscribed and sworn to before me this 28 day of Nov. 1906.

(seal) J. Emmett Harris.
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA,))
Indian Territory,))
Central District.))

(2)

I, Dela Simpson a mid-Wife on oath state that I attended on Mary Thompson wife of Waid Thompson on the 10 day of February 1903; that there was born to her on said date a male child; that said child was living March 4, 1906, and is said to have been names Claud Waid Thompson

Deller Simpson

Witnesses to Mark:

Must be two _____
witnesses) _____

Subscribed and sworn to before me this 28 day of Nov 1906

(seal)

J. Emmett Harris,
Notary Public.

(Endorsed on back.)

NB#420

IN RE APPLICATION FOR ENROLMENT OF MINOR CHILD

ACT OF CONGRESS. APPROVED APRIL 26, 1906.

CLAUD WAID THOMPSON

as a citizen of
CHOCTAWFREEDMAN Nation

Approved _____ 1906

Commissioner.

M.M.LINDLY- Attorney at Law,
South McAlester, I.T.

NB#420

17-198

DEC 3 1906.

(copy)

17-198

Muskogee, Indian Territory, December 7, 1906:

Waid Thompson,

Janis, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on December 3, 1906, for the enrollment of your child, Claud Waid Thompson as a Choctaw freedman.

You are advised that the time within which applications ~~could~~ be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your child above named, prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of ~~presenting~~ testimony relative to the submission of such application within the required time.

Respectfully,

Acting Commissioner.

17-12-400
S.N.F.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Claud Waid Thompson as a Choctaw freedman.

:- D E C I S I O N :-

It appears from the record herein that on December 3, 1906 there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Claud Waid Thompson as a Choctaw freedman.

It further appears from the record herein and from the records of this office that Claud Waid Thompson was born February 10, 1903 and that he is the son of Waid Thompson, a non citizen, and Mary Thompson whose name appears opposite No. 129 upon the final roll of Choctaw freedmen approved by the Secretary of the Interior March 6, 1903.

It further appears from the record herein that on December 7, 1906, Waid Thompson, the father of said applicant, was duly notified that if it was claimed that any application had been made for the enrollment of said applicant as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), he should appear before the Choctaw Land Office at Atoka, Indian Territory, at any time prior to January 1, 1907, for the purpose of giving testimony relative to the submission of such application within the required time, but it does not appear from the records of this office that any appearance was made in response thereto.

It does not appear from the records of this office that any application of any nature whatsoever was ever made for the enrollment of said applicant as a Choctaw freedman prior to July 26, 1906.

Section two of the Act of Congress approved April 26, 1906 (34 Stats., 137), provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled".

I am of the opinion that inasmuch as application was not made for the enrollment of Claud Waid Thompson as a Choctaw freedman

(2)

17-NB-420

within the time limited by the provisions of the above Act, I am without authority to receive or consider any application for his enrollment as such, and that therefore, I should decline to receive or consider the same, and it is so ordered.



Commissioner.

Muskogee, Indian Territory.

FEB 13 1907

17-NB-420

Muskogee, Indian Territory, February 13, 1907.

Waid Thompson,

Janis, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 13, 1907, declining to receive or consider the application for the enrollment of Claud Waid Thompson as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Tame Bixby

Commissioner.

Registered.

Incl. 17-NB-420

17-NB-420

Muskogee, Indian Territory, February 13, 1907.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 13, 1907, declining to receive or consider the application for the enrollment of Claud Waid Thompson as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *James Bixby*

Commissioner.

Incl. 17-NB-420

Muskogee, Indian Territory, February 13, 1907.

The Honorable,

The Secretary of the Interior:

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Claud Waid Thompson as a Choctaw freedman, including the decision of the Commissioner to the Five Civilized Tribes, dated February 13, 1907, declining to receive or consider said application.

Respectfully,

SIGNED *Jame Bixby*

Commissioner.

2 Incl.
Through the

Commissioner of Indian Affairs.

D.C. 12634.
L.A.S.

J.P.
C.K.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

I.T.D.

6076, 6092, 6122, 6140-07.
6122, 6772, 6202, 6212-07.
6232, 6242, 6242, 6244-07.
6252, 6252, 6252, 6252-07.
6252, 6272, 6282, 6284-07.
6292, 6292, 6292, 6294-07.
6292, 6294, 6294, 6292-07.

March 2, 1907.

REPLY.

Commissioner to the Five Civilized Tribes?

Muskogee, Indian Territory.

Sir:

Your decisions in the following Cheataw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are enclosed:

Title of Case.	Date of Your Letter of Transmittal.
Cyr Richardson, Jr., (Freedman),	February 14, 1907.
Ernest and Willie Lee Draper (Freedman),	February 14, 1907.
Mary Dorris Clayton,	February 19, 1907.
Alexander Harland (Freedman),	February 13, 1907.
Earnest and Louis Fields (Freedman),	February 13, 1907.
Claud Waid Thompson (Freedman),	February 13, 1907.
Levie Freemy (Freedman),	February 15, 1907.
Kate D. Johnson (Miss. Cho.),	February 20, 1907.
John Littlejohn et al. (Freedman),	February 23, 1907.
Tobias Louis and James Russell (Freedman),	February 19, 1907.
Richard Hensley (Freedman),	February 18, 1907.
Mary Plummer,	February 14, 1907.
Zach Alton Callaway,	February 21, 1907.
Riley Cole, (Freedman),	February 19, 1907.
Albert F. and Edith Ford,	February 21, 1907.
Blanch Adella Autrey et al.,	February 21, 1907.
Paul Jones,	February 21, 1907.

Title of Case.	Date of Your Letter of Transmittal.
Francis and Viola Brannon (Freedmen),	February 14, 1907.
Mattie Smith (Freedman),	February 19, 1907.
Ora Williams (Freedman),	February 25, 1907.
William J. Hanley,	February 21, 1907.
Vera and Hara Alvarado,	February 18, 1907.
Annie Harkins (Freedman),	February 14, 1907.
Francis York,	February 21, 1907.
J. W. Huffman et al.,	February 15, 1907.
Sam W. and Joe A. Fells,	February 19, 1907.
Eva Wright,	November 20, 1906.
Thomas H. Starks, (intermarried),	February 19, 1907.

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse N. Wilson,

Assistant Secretary.

28 inc. and 86 inc.
for Indian Office.

W.C.F.
3-3-07.

R.W.

Land
16011-1907.

Copy.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 28, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed record of the proceedings in the matter of the application for the enrollment of Claud Waid Thompson as a Choctaw freedman, including the decision of Commissioner Bixby dated February 13, 1907, adverse to the applicant.

The decision of Commissioner Bixby has been examined and found to be correct and its approval is recommended.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

KHM.PH.

17-EB-420

Muskogee, Indian Territory, April 2, 1907.

Waid Thompson,

Janis, Indian Territory.

Dear Sir:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 13, 1907, declining to receive or consider the application for the enrollment of Claud Waid Thompson as a Choctaw freedman.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

17-NB-420

Muskogee, Indian Territory, April 2, 1907.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory,

Gentlemen:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 13, 1907, declining to receive or consider the application for the enrollment of Claud Waid Thompson as a Choctaw freedman.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

Choc. M. Fr. 421

Augustus Anderson

M. Fr. 421

421

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

Augustus Anderson

Decline to receive Feb 13 1907

Record Forwarded Department Feb 13 1907

Action Approved By Secretary of Interior.
Mar 2 1907

Notice of Departmental Action Forwarded
Attorneys for Choctaw And Chickasaw Nations
Apr 4 1907

Notice of Departmental Action. Mailed
Applicant. Apr 4 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

421

17-157

Muskogee, Indian Territory, December 7, 1906.

Ed Anderson,

Atoka, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on December 3, 1906, for the enrollment of your child, Augustus Anderson as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your child above named, prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, at any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Acting Commissioner.

MB. 431

217

IN RE
Application for Enrollment of
INFANT CHILD

Augustus Anderson
as a citizen of

Charlotte Friedman Nation.

Approved

190

Commissioner.

Dec. 3, 1901

Copy.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Fredman Choctaw Nation,
of Augustus Anderson (Here insert name of child), born on the 15 day of Sept, 1904
Name of Father: Ed Anderson a citizen of the United States Nation.
Name of Mother: Ellen Anderson a citizen of the Choctaw Nation.
Postoffice Jarvis I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
Central DISTRICT.

I, Ellen Anderson, on oath state that I am 23
years of age and a citizen by Adoption Law Fredman, of the Choctaw Nation;
that I am the lawful wife of Ed Anderson, who is a citizen, by
United States, of the Choctaw Nation; that a Male child was
(Male or Female.)
born to me on 15 day of Sept, 1904; that said child has been named
Augustus Anderson, and was living March 4, 1906

WITNESSES TO MARK:

(Seal)
(Must be Two Witnesses)

Subscribed and sworn to before me this 28 day of Nov, 1906

J. Emmett Harris
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
Central DISTRICT.

I, Eary Coleman, a midwife, on oath state that I
attended on Mrs. Ellen Anderson, wife of Ed Anderson
on the 15 day of Sept, 1904; that there was born to her on said date a Male
(Male or Female.)
child; that said child was living March 4, 1906, and is said to have been named Augustus Anderson

WITNESSES TO MARK:

(Seal)
(Must be Two Witnesses) John Barnes
Alalia

Subscribed and sworn to before me this 28 day of Nov, 1906.

J. Emmett Harris
Notary Public.

(copy)

17-197

Muskogee, Indian Territory, December 7, 1906.

Ed Anderson,

Janis, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on December 3, 1906, for the enrollment of your child, Augustus Anderson as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your child, above named, prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Acting Commissioner.

17-NB-421
S.E.F.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Augustus Anderson as a Choctaw freedman.

-: D E C I S I O N :-

It appears from the record herein that on December 3, 1906 there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Augustus Anderson as a Choctaw freedman.

It further appears from the record herein and from the records of this office that Augustus Anderson was born September 15, 1904, and that he is the son of Ed Anderson, a non citizen, and Ellen Anderson whose name appears opposite No. 126 upon the final roll of Choctaw freedmen approved by the Secretary of the Interior March 6, 1903.

It further appears from the record herein that on December 7, 1906, Ed Anderson, the father of said applicant, was duly notified that if it was claimed that any application had been made for the enrollment of said applicant as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), he should appear before the Choctaw Land Office at Atoka, Indian Territory, at any time prior to January 1, 1907, for the purpose of giving testimony relative to the submission of such application within the required time, but it does not appear from the records of this office that any appearance was made in response thereto.

It does not appear from the records of this office that any application of any nature whatsoever was ever made for the enrollment of said applicant as a Choctaw freedman prior to July 26, 1906.

Section two of the Act of Congress approved April 26, 1906 (34 Stats., 137), provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled".

I am of the opinion that inasmuch as application was not made for the enrollment of Augustus Anderson as a Choctaw freedman

(2)

17-NB-421

within the time limited by the provisions of the above Act, I am without authority to receive or consider any application for his enrollment as such, and that therefore, I should decline to receive or consider the same, and it is so ordered.



Commissioner.

Muskogee, Indian Territory.

FEB 13 1907

17-NB-421

COPY

Muskogee, Indian Territory, February 13, 1907.

Ed Anderson,

Janis, India Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 13, 1907, declining to receive or consider the application for the enrollment of Augustus Anderson as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tamm Bixby*

Commissioner.

Registered.

Incl. 17-NB-421

17-NB-421

COPY
Muskogee, Indian Territory, February 13, 1907.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 13, 1907, declining to receive or consider the application for the enrollment of Augustus Anderson as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tamm Dixby*
Commissioner.

Incl. 17-NB-421

COPY

Muskogee, Indian Territory, February 13, 1907.

The Honorable,

The Secretary of the Interior:

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Augustus Anderson as a Choctaw freedman, including the decision of the Commissioner to the Five Civilized Tribes, dated February 13, 1907, declining to receive or consider said application.

Respectfully,

SIGNED *Tame Dixby*

Commissioner.

2 Incl.

Through the
Commissioner of Indian Affairs.

J.P.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

S.P.

D.C. 12432-1907.
I.T.D. 2752, 3440, 5686, 5688, 5690-1907.
5692, 5696, 5704, 5708, 5710- "
5776, 5782, 5784, 5786, 5800- "
5802, 5804, 5820, 5824, 5842- "
5848, 5854, 5886, 5888, 5890- "
5918, 5920, 5944, 5958, 5962- "
5964, 5968- "

March 2, 1907.

LRS

DIRECT.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of Case.	Date of your letter of transmittal.
John W. Betts, et al.	June 19, 1906,
Rachel Dyer,	December 20, 1906,
Mary E. Price, (intermarriage)	February 14, 1907,
Ella Horn, et al. (freedmen)	February 14, 1907,
James E. Mahardy, (freedman)	February 14, 1907,
Andy Cotton, (freedman)	February 14, 1907,
Oscar L. Stone, (intermarriage)	February 14, 1907,
Archie Newton, et al. (freedmen)	February 14, 1907,
Charlotta McCurtain, (intermarriage)	February 14, 1907,
Cleoria Phillips,	February 14, 1907,
Rasaphelt Butler, (freedman)	February 11, 1907,
Lewis Bird Springs, (freedman)	February 7, 1907,
Rutha Green, (freedman)	February 11, 1907.

Title of Case.	Date of your letter of transmittal.
Sam Stewart, (freedman)	February 11, 1907,
Jane Freeman, et al. (freedman)	January 26, 1907,
Myree Dangerfield, et al. (freedman)	January 26, 1907,
Linder Harlan, (freedman)	February 13, 1907,
Frieda Lucas, et al. (Miss. Choc.)	February 12, 1907,
Inez Crunk, et al. (Miss. Choc.)	February 12, 1907,
Maggie Gotten, (freedman)	February 8, 1907,
William P. Cook, (Miss. Choc.)	February 11, 1907,
Wavery Columbus Hunter, et al. (Miss. Choc.)	February 12, 1907,
Augustus Anderson, (freedman)	February 13, 1907,
Albert Fulson, et al. (freedman)	February 13, 1907,
David Dyer	February 13, 1907,
Martha J. Moore, et al.	December 22, 1906,
Bill Daniels, et al. (freedmen)	February 14, 1907,
Melvina King, et al.	January 29, 1907,
Levi Cornish, et al. (Miss. Choc.)	February 12, 1907,
John Roberts,	January 25, 1907,
Joe P. Hunter, (Miss. Choc.)	February 12, 1907,
Florence L. Roberts, (Miss. Choc.)	February 12, 1907.

A copy hereof and the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse E. Wilson,

Assistant Secretary.

32 inc. and
64 to Ind. Of.

APMc
3-2-07

COPY

LAND
15984-1907

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 27, 1907.

The Honorable,

The Secretary of the Interior.

Sir: I have the honor to invite your attention to the enclosed record of the Commissioner to the Five Civilized Tribes in the matter of the application for the enrollment of Augustus Anderson as a Choctaw freedman.

A petition for the enrollment of the applicant was received by the Commissioner on December 3, 1906, and although the father was notified of his duty to produce proof that other application had been made at a prior date within the time prescribed by law to the making of this application, he failed to make any response or to submit any proof and on February 13, 1907, the Commissioner rejected the applicant.

The father of the applicant was accorded every opportunity to submit satisfactory proof of an application having been made within the time prescribed by law, if such application was actually made, and having failed to submit proof, it is evident that the action of the Commissioner was correct, and it is recommended that his decision be approved.

Very respectfully,

Acting Commissioner.

EBH-T

17-AB-421

Muskogee, Indian Territory, April 4, 1907.

Ed Anderson,

Jenks, Indian Territory.

Dear Sir:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 13, 1907, declining to receive or consider the application for the enrollment of Augustus Anderson as a Choctaw freedman.

Respectfully,

Acting Commissioner.

Muskogee, Indian Territory, April 1, 1907.

Mansfield, Voluntary & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 13, 1907, declining to receive or consider the application for the enrollment of Augustus Anderson as a Choctaw freedman.

Respectfully,

Jco. D. Rodgers.

Acting Commissioner.

Choc. M. Fr. 422

Mable Bailey

Susa Anna Bailey

M. Fr. 422

422

MINOR

ENROLLMENT

CHOCTAW

FREEDMAN

Mable Bailey
Susa Anna Bailey

Decline To receive Feb 13 1907

Record Forwarded Department. Feb 13 1907

Action Approved By Secretary of Interior
Mar 2 1907

Notice of Departmental Action Forwarded
Attorneys for Choctaw And Chickasaw Nations
Apr 11 1907

Notice of Departmental Action Mailed
Applicant. Apr 11 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

422

17-327

Muskogee, Indian Territory, December 7, 1906.

Gabe Bailey,

Janis, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this Office on December 3, 1906, for the enrollment of your children, Susa Anna and Mable Bailey, as Choctaw freedmen.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your children above named, prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Acting Commissioner.

IN RE

Application for Enrollment of
INFANT CHILD

Wesley Bailey

as a citizen of

Cherokee Indian Nation.

Approved

190

Commissioner

Dec 3, 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the *Fredman Choctaw* Nation,
of *Mable Bailey*, born on the *11* day of *August*, 190*3*
(Here insert name of child)
Name of Father: *Gabe Bailey*, *Fredman* a citizen of the *United States* Nation.
Name of Mother: *Ida Bailey*, *Fredman* a citizen of the *Choctaw* Nation.
Postoffice: *Jamies S. T.*

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
Central DISTRICT.

I, *Ida Bailey*, on oath state that I am *27*
years of age and a citizen by *Adoption* of the *Choctaw* Nation;
that I am the lawful wife of *Gabe Bailey*, who is a citizen,
United States, of the *Choctaw* Nation; that a *Female* child was
(Male or Female.)
born to me on *11* day of *August*, 190*3*; that said child has been named
Mable Bailey, and was living March 4, 190*6*.

WITNESSES TO MARK:

(Seal)

(Must be Two Witnesses)

Subscribed and sworn to before me this *27* day of *Nov.*, 190*6*.

J. Emmett Harris
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
Central DISTRICT.

I, *R. A. Burris*, a *Midwife*, on oath state that I
attended on Mrs *Ida Bailey*, wife of *Gabe Bailey*,
on the *11* day of *August*, 190*3*; that there was born to her on said date a *Female*
(Male or Female.)
child; that said child was living March 4, 190*6*, and is said to have been named *Mable Bailey*.

WITNESSES TO MARK:

(Seal)

(Must be Two Witnesses)

Subscribed and sworn to before me this *28* day of *Nov.*, 190*6*.

J. Emmett Harris
Notary Public.

72 13 . 1906

217

IN RE

Application for Enrollment of
INFANT CHILD

Lena Anna Bailey

as a citizen of

Cherokee Indian Nation.

Approved

100

Cherokee Indian

72 13 . 42 -

Dec. 3. 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Indians Choctaw Nation, Nation,
of Susa Anna Bailey, born on the 18 day of Sept, 1905
(Here insert name of child)
Name of Father: Gabe Bailey, a citizen of the United States Nation.
Name of Mother: Ida Bailey, a citizen of the Choctaw Nation.
Postoffice Jarvis I T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
Central DISTRICT.

I, Ida Bailey, on oath state that I am 27
years of age and a citizen by Adoption Law Indians Choctaw Nation;
that I am the lawful wife of Gabe Bailey, who is a citizen, by
United States, of the Choctaw Nation; that a Female child was
(Male or Female.)
born to me on 18 day of Sept, 1905; that said child has been named
Susa Anna Bailey, and was living March 4, 1906

WITNESSES TO MARK:
(Must be Two Witnesses)

Subscribed and sworn to before me this 28 day of Nov., 1906.

J Emmett Harris
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
Central DISTRICT.

I, R A Burris, a Midwife, on oath state that I
attended on Mrs Ida Bailey, wife of Gabe Bailey
on the 18 day of Sept, 1905; that there was born to her on said date a Female
(Male or Female.)
child; that said child was living March 4, 1906 and is said to have been named Susa Anna Bailey

WITNESSES TO MARK:

Edna Cotton
Hampton Field

Subscribed and sworn to before me this 28 day of Nov, 1906.

J Emmett Harris
Notary Public.

(Copy)

17-327

Muskogee, Indian Territory, December 7, 1906.

Gabe Bailey,

Janis, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this Office on December 3, 1906, for the enrollment of your children, Susa Anna and Mable Bailey, as Choctaw freedmen.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906 expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your children above named, prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Acting Commissioner.

17-NB-422
S.B.P.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Mable Bailey and Susa Anna Bailey as Choctaw freedmen.

-: D E C I S I O N :-

It appears from the record herein that on December 3, 1906 there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Mable Bailey and Susa Anna Bailey as Choctaw freedmen.

It further appears from the record herein and from the records of this office that Mable Bailey and Susa Anna Bailey were born August 11, 1903 and September 18, 1905 respectively and that they are the children of Gabe Bailey, a non citizen, and Ida Bailey whose name appears opposite No. 622 on the final roll of Choctaw freedmen approved by the Secretary of the Interior March 6, 1903.

It further appears from the record herein that on December 7, 1906, Gabe Bailey, the father of said applicants, was duly notified that if it was claimed that any application had been made for the enrollment of said applicants as Choctaw freedmen within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), he should appear before the Choctaw Land Office at Atoka, Indian Territory, at any time prior to January 1, 1907, for the purpose of giving testimony relative to the submission of such application within the required time, but it does not appear from the records of this office that any appearance was made in response thereto.

It does not appear from the records of this office that any application of any nature whatsoever was ever made for the enrollment of said applicants as Choctaw freedmen prior to July 26, 1906.

Section two of the Act of Congress approved April 26, 1906 (34 Stats., 137), provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled".

I am of the opinion that inasmuch as application was not

(2)

17-KB-422

made for the enrollment of Mable Bailey and Susa Anna Bailey as Choctaw freedmen within the time limited by the provisions of the above Act, I am without authority to receive or consider any application for their enrollment as such, and that therefore, I should decline to receive or consider the same, and it is so ordered.



Commissioner.

Muskogee, Indian Territory.

FEB 13 1907

17-NB-422

COPY
Muskogee, Indian Territory, February 13, 1907.

Gabe Bailey,

Janis, Indian Territory,

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 13, 1907, declining to receive or consider the application for the enrollment of Mable Bailey and Susa Anna Bailey as Choctaw freedmen.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *James Bixby*

Commissioner.

Registered.

Incl. 17-NB-422

17-NB-422

Copy
Muskogee, Indian Territory, February 13, 1907.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 13, 1907, declining to receive or consider the application for the enrollment of Mable Bailey and Susa Anna Bailey as Choctaw freedmen.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Signed *Tamm D. H.*

Commissioner.

Incl. 17-NB-422

001
Muskogee, Indian Territory, February 13, 1907.

The Honorable,

The Secretary of the Interior:

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Mable Bailey and Sues Anna Bailey as Choctaw freedmen, including the decision of the Commissioner to the Five Civilized Tribes, dated February 13, 1907, declining to receive or consider said application.

Respectfully,

Tame Bixby

Commissioner.

2 Incl.

Through the
Commissioner of Indian Affairs.

D. C. 12633-1907.

J.P.
O. K.

DEPARTMENT OF THE INTERIOR,

WASHINGTON. March 2, 1907.

LRB.

I. T. D.

6196, 6216, 6220, 6224-07.
6238, 6248, 6258, 6272-07.
6286, 6288, 6290, 6302-07.
6308, 6478, 6480, 6486-07.
6492, 6508, 6508, 6514-07.
6518, 6530, 6532, 6536-07.
6672, 6674, 6688, 6692-07.
6696, 6700, 6704, 6722-07.
6724, 6734, 6736, 6740-07.
6742, 6758, 6762-07.
6786, 6788, 6796-07.
6798, 6806, 6816, 6826-07.
6828, 6830-07.

DIRECT.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are enclosed:

Title of Case.	Title of Your Letter of Transmittal.
Richard Floyd (Freedman)	February 13, 1907.
Dave and Addie May Bailey (Freedmen)	February 13, 1907.
Ardahia and Larcie McKinney (Freedmen)	February 16, 1907.
Honie Cochran (Freedman)	February 13, 1907.
Mammy Cole and Liza Ellen Cole (Freedmen)	February 14, 1907.
E. C. Seale, et al.,	February 14, 1907.
Nazell and Laveter Artry, (Freedmen)	February 14, 1907.
Nellie J. Gideon, et al.,	December 28, 1906.
Rhena and Evaline Jackson,	February 14, 1907.
Ida Bell Bennett,	February 15, 1907.

Title of Case.

Date of year
letter of transmittal.

Henrie Varner, et al. (Freedmen)	February 16, 1907.
Katie Simpson, et al.,	February 16, 1907.
Raymond Henry Davis,	February 14, 1907.
Nancy T. Wilson, et al., (Miss. Choc.)	February 12, 1907.
J. H. Hill and Newton Hill,	January 25, 1907.
Fiera Lee Spring (Freedman)	February 12, 1907.
William Edgar and Oscar Jeffreys, (Miss. Choc.)	February 11, 1907.
Celestine Pierce (Freedman)	February 13, 1907.
Nick Cubit (Freedman)	February 13, 1907.
Lucretia Hadnot, et al.,	February 15, 1907.
Susan A. Baird,	February 15, 1907.
William Allen Gee (Miss. Choc.),	February 12, 1907.
Ella Williams (Freedman)	February 13, 1907.
Ida Colbert,	February 12, 1907.
Mable Everidge (Freedman),	February 15, 1907.
Duckie May Mabrie (Freedman),	February 15, 1907.
Cornelious and Vaneda Riddle (Freedman),	February 15, 1907.
Jimmie Lee Alexander (Freedman)	February 13, 1907.
Fred M. Patterson, et al.,	February 15, 1907.
Ed Childers, et al., (Freedmen)	February 12, 1907.
Lizzie Dennis (Freedman)	February 15, 1907.
Hellen D'Grace McKurty,	February 12, 1907.
Mable Bailey and Suss Anna Bailey (Freedmen),	February 13, 1907.
John Louis (Freedman)	February 15, 1907.
Amanda Mutchy, (Freedman)	February 15, 1907.
Matt Davis, et al.,	February 15, 1907.
Marjie Record (Freedman)	February 15, 1907.
Laura Henry (Freedman)	February 14, 1907.
Ollie Webster (Freedman),	February 15, 1907.
James McCall,	February 15, 1907.
Nellie Elizabeth Kendrick (Freedman),	February 15, 1907.
Elwood Judy (Freedman),	February 15, 1907.
Oscar Brown (Freedman),	February 15, 1907.
Verna Verniti Bryant,	February 13, 1907.
Richard R. Perry (Freedman),	February 15, 1907.
James Luke Tubbee (Miss. Choc.),	February 20, 1907.
Elmina Berryman (Miss. Choc.),	February 20, 1907.
Ethel Rogers (Miss. Choc.),	February 20, 1907.

A copy hereof and all the papers in the above mentioned

-3-

cases have been sent to the Indian Office.

Respectfully,

Jesse E. Wilson,

Assistant Secretary.

WOF, 3-3-07.

48 inc. and 96 inc.
for Ind. Of.

947/339

Copy.

Refer in reply to the following:

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

Land.
16013-1907.

February 28, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed the record of proceedings in the matter of the application for the enrollment of Mable Bailey and Susa Anna Bailey as Choctaw freedmen, including the decision of Commissioner Bixby dated February 13, 1907, adverse to the applicants.

The decision of Commissioner Bixby has been examined and found to be correct and its approval is recommended.

Very respectfully,

C. F. Larrabee,

EBM.Ph.:

Acting Commissioner .

17-113-422

Muskogee, Indian Territory, April 11, 1907.

Gabe Bailey,

Janis, Indian Territory.

Dear Sir:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 13, 1907, declining to receive or consider the application for the enrollment of Mable Bailey and Susan Bailey as Choctaw freedmen.

Respectfully,

Geo. D. Rodgers,
Commissioner.

17-NH-422

Muskogee, Indian Territory, April 11, 1907.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 13, 1907, declining to receive or consider the application for the enrollment of Mable Bailey and Susa Anna Bailey as Choctaw freedmen.

Respectfully,

Geo. D. Rodgers.

Commissioner.

Choc. M. Fr. 423

Jimmie Lee Alexander

M. Fr. 423

MINOR

423

ENROLLMENT

CHOCTAW FREEDMAN

Jimmie Lee Alexander

Decline to receive Feb 13 1907

Record Forwarded Department Feb 13 1907

Action Approved By Secretary of Interior
Mar 2 1907

Notice of Departmental Action Forwarded
Attorneys For Choctaw And Chickasaw
Nations. Apr 12 1907

Notice of Departmental Action Mailed
Applicant Apr 12 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

423

IN RE
Application for Enrollment of
INFANT CHILD

as a citizen of

Nation.

Approved

190

Commissioner.

Dec. 3, 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Fredman Chocoma Nation,
of Jimmie Lee Alexander, born on the 1 day of Nov, 1903
(Here insert name of child)
Name of Father: Samuel Alexander a citizen of the Fredman Chocoma Nation.
Name of Mother: Attline Alexander a citizen of the United States Nation.
Postoffice: James S. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
Central DISTRICT.

I, Attline Alexander, on oath state that I am 21
years of age and a citizen by United States, of the Chocoma Nation;
that I am the lawful wife of Samuel Alexander, who is a citizen, by
adoption Law Fredman, of the Chocoma Nation; that a Male child was
(Male or Female.)
born to me on 1 day of Nov, 1903; that said child has been named
Jimmie Lee Alexander, and was living March 4, 1906

WITNESSES TO MARK:

(Must be Two)
Witnesses

Subscribed and sworn to before me this 28 day of Nov, 1906.

J. Emmett Harris
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
Central DISTRICT.

I, Miller Fields, a Mid wife, on oath state that I
attended on Mrs. Attline Alexander, wife of Samuel Alexander
on the 1 day of Nov, 1903; that there was born to her on said date a Male
(Male or Female.)
child; that said child was living March 4, 1906 and is said to have been named Male Jimmie Lee Alexander

WITNESSES TO MARK:

(Must be Two)
Witnesses

Subscribed and sworn to before me this 28 day of Nov, 1906.

J. Emmett Harris
Notary Public.

(copy)

17-1214

Muskogee, Indian Territory, December 8, 1906.

Samuel Alexander,
Janis, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on December 3, 1906, for the enrollment of your child, Jimmie Lee Alexander, as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906 are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your child, above named, prior to July 26, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory at any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

17-NB-423
S.E.P.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Jimmie Lee Alexander as a Choctaw freedman.

-: D E C I S I O N :-

It appears from the record herein that on December 3, 1906, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Jimmie Lee Alexander as a Choctaw freedman.

It further appears from the record herein and from the records of this office that said applicant, Jimmie Lee Alexander, was born November 1, 1903; that he is the son of Atline Alexander, a non-citizen, and of Samuel Alexander whose name appears as Samuel Alexander opposite number 3944 on the final roll of Choctaw freedmen approved by the Secretary of the Interior February 16, 1904, and that the mother of said applicant and the attending midwife, Willie Fields, executed their respective affidavits to the birth of said applicant November 28, 1906.

It further appears from the record herein that on December 8, 1906, Samuel Alexander, father of said applicant, was duly notified that if it was claimed that any application had been made for the enrollment of said applicant as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), he should appear before the Choctaw Land Office at Atoka, Indian Territory, at any time prior to January 1, 1907, for the purpose of giving testimony relative to the submission of such application within the required time, but it does not appear from the records of this office that any appearance was made in response thereto.

It does not appear from the records of this office that any application of any nature whatsoever was ever made for the enrollment of said applicant as a Choctaw freedman prior to July 26, 1906.

Section two of the Act of Congress approved April 26, 1906 (34 Stats., 137), provides:

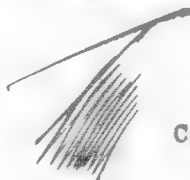
"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the

(2)

17-NB-423

status of the mother, and allotments shall be made to children so enrolled".

I am of the opinion that inasmuch as application was not made for the enrollment of Jimmie Lee Alexander as a Choctaw freedman within the time limited by the provisions of the above Act, I am without authority to receive or consider any application for his enrollment as such, and that therefore, I should decline to receive or consider the same, and it is so ordered.



Commissioner.

Muskogee, Indian Territory.

FEB 13 1907

17-NB-423

Muskogee, Indian Territory, February 13, 1907.

Samuel Alexander,

Janis, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 13, 1907, declining to receive or consider the application for the enrollment of Jimmie Lee Alexander as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Samuel Alexander

Commissioner.

Registered.

Incl. 17-NB-423

17-NB-423

COPY

Muskogee, Indian Territory, February 13, 1907.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 13, 1907, declining to receive or consider the application for the enrollment of Jimmie Lee Alexander as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

W. G. NEAL *T. W. B. B. B.*

Commissioner.

Incl. 17-NB-423

COPY
Muskogee, Indian Territory, February 13, 1907.

The Honorable,

The Secretary of the Interior:

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Jimmie Lee Alexander as a Choctaw freedman, including the decision of the Commissioner to the Five Civilized Tribes, dated February 13, 1907, declining to receive or consider said application.

Respectfully,

SIGNED *Tamm Hobby*

Commissioner.

2 Incl.

Through the
Commissioner of Indian Affairs.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

YP

LES

O.K.

D.O. 12633-1907.

I.T.D. 6186, 6216, 6220, 6224-07.
6236, 6246, 6260, 6272-07.
6286, 6288, 6290, 6302-07.
6306, 6478, 6480, 6486-07.
6492, 6506, 6508, 6514-07.
6518, 6530, 6532, 6536-07.
6672, 6674, 6688, 6692-07.
6696, 6700, 6704, 6722-07.
6724, 6734, 6736, 6740-07.
6742, 6758, 6782-07.
6786, 6788, 6796-07.
6798, 6806, 6816, 6818-07.
6828, 6830-07.

March 2, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases
adverse to the applicants are hereby affirmed. Copies of Indian
Office letters submitting your reports and recommending that
the decisions be affirmed are enclosed:

Title of Case.

Title of Your
Letter of Transmittal.

Richard Floyd (Freedman),	February 13, 1907.
Dave and Addie May Bailey (Freedmen),	February 13, 1907.
Ardshia and Laree McKinney (Freedmen),	February 16, 1907.
Bonnie Cochran (Freedman),	February 13, 1907.
Marney Cole and Liza Ellen Cole (Freedmen),	February 14, 1907.
E. C. Seale et al.,	February 14, 1907.
Nazell and Laveter Artry (Freedmen),	February 14, 1907.
Nellie J. Gideon et al.,	December 28, 1906.
Emma and Evaline Jackson,	February 14, 1907.
Ida Bell Bennett,	February 15, 1907.

Title of Case.	Date of Your Letter of Transmittal.
Wesley Warner et al., (Freedman),	February 16, 1907.
Katie Simpson et al.,	February 16, 1907.
Raymond Henry Davis,	February 14, 1907.
Sancy T. Wilson et al., (Miss. Choc.),	February 12, 1907.
J. H. Hill and Newton Hill,	January 11, 1907.
Flora Lee Spring (Freedman),	February 12, 1907.
William E. War and Oscar Jefferys, (Miss. Choc.),	February 11, 1907.
Calentine Pierce (Freedman),	February 13, 1907.
Wick Cubit (Freedman),	February 13, 1907.
Lucretia Madnot et al.,	February 13, 1907.
Susan A. Paired,	February 15, 1907.
William Allen Gee (Miss. Choc.),	February 12, 1907.
Ella Williams (Freedman),	February 13, 1907.
Ion Colbert,	February 12, 1907.
Mable Everidge (Freedman),	February 13, 1907.
Duckie May Mabrie (Freedman),	February 15, 1907.
Cornelius and Vaneida Riddle (Freedmen),	February 13, 1907.
Jimmie Lee Alexander (Freedman),	February 13, 1907.
Frederic M. Patterson et al.,	February 15, 1907.
Ed Childers et al., (Freedman),	February 12, 1907.
Lizzie Dennis (Freedman),	February 15, 1907.
Hellen McPherson McNulty,	February 12, 1907.
Mable Bailey and Susa Anna Bailey (Freedmen),	February 13, 1907.
John Louis (Freedman),	February 15, 1907.
Aminda Hutchy (Freedman),	February 15, 1907.
Matt Davis et al.,	February 15, 1907.
Marlie Record (Freedman),	February 15, 1907.
Laura Henry (Freedman),	February 14, 1907.
Ollie Webster (Freedman),	February 15, 1907.
James McGall,	February 15, 1907.
Nellie Elizabeth Kendrick (Freedman),	February 15, 1907.
Alwood Judy (Freedman),	February 15, 1907.
Oscar Brown (Freedman),	February 15, 1907.
Verna Verniti Bryant,	February 15, 1907.
Richard R. Perry (Freedman),	February 15, 1907.
James Luke Tubbs (Miss. Choc.),	February 20, 1907.
Elmina Perryman (Miss. Choc.),	February 20, 1907.
Nethel Rogers (Miss. Choc.),	February 20, 1907.

A copy hereof and all the papers in the above mentioned

-3-

cases have been sent to the Indian Office.

Respectfully,

Jesse F. Wilson,

Assistant Secretary.

Inc. and Co. Inc.
for Ind. 1.

W.C.F.
3/3/07.

947/340

Refer in reply to the following:

DEPARTMENT OF THE INTERIOR,

Land.
16012-1907.

OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 28, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed the record of proceedings in the matter of the application for the enrollment of Jimmie Lee Alexander as a Choctaw freedman, including the decision of Commissioner Bixby dated February 13, 1907, adverse to the applicant.

The decision of Commissioner Bixby has been examined and found to be correct and its approval is recommended.

Very respectfully,

C. F. Larrabee,

EBM.Ph.

Acting Commissioner.

W. D. 103

Muskogee, Indian Territory, April 12, 1907.

Samuel Alexander,

Janis, Indian Territory.

Dear Sir:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 13, 1907, declining to receive or consider the application for the enrollment of Jimmie Lee Alexander as a Choctaw freedman.

Respectfully,

G. D. Hodges

Commissioner.

Muskogee, Indian Territory, April 12, 1907.

Mansfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 13, 1907, declining to receive or consider the application for the enrollment of Jimmie Lee Alexander as a Choctaw freedman.

Respectfully,

Commissioner.

17-1214

Muskogee, Indian Territory, December 8, 1906.

Samuel Alexander,

Tanis, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on December 3, 1906, for the enrollment of your child, Jimmie Lee Alexander, as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your child, above named, prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Acting Commissioner.

17-WB-423

Muskogee, Indian Territory, June 25, 1907.

Samuel Alexander,

Keys, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of June 11, 1907, asking why this office declined to receive the application for the enrollment of your child Jimmie Alexander.

In reply to your letter you are advised that under the Act of Congress approved April 26, 1906, the time within which applications for the enrollment of minor children of citizens of the Choctaw and Chickasaw Nations could be received expired July 25, 1906.

It appearing that the application for the enrollment of your child Jimmie Lee Alexander was not received until December 3, 1906 on February 13, 1907 the Commissioner to the Five Civilized Tribes declined to receive the application for his enrollment and on March 2, 1907 this action was approved by the Secretary of the Interior.

The matter of the land referred to in your letter will be made the subject of a separate communication.

Respectfully,

Commissioner.

Choc. M. Fr. 424

Richard Floyd

M. Fr. 424

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

Richard Floyd

Decline to receive Feb 13 1907

Copy of Decision Forwarded Applicant
Feb 13 1907Copy of Decision Forwarded Attorneys for
Choctaw and Chickasaw Nations. Feb 13 1907

Record Forwarded Department Feb 13 1907

Action Approved By Secretary of Interior
Mar 2 1907Notice of Departmental Action Forwarded
Attorneys for Choctaw and Chickasaw
Nations. Apr 12 1907Notice of Departmental Action Mailed
Applicant Apr 12 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

17-344

Muskogee, Indian Territory, October 22, 1903.

Katie Floyd,

Janis, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of your letter of the 14th inst., requesting information relative to the enrollment of yourself and family as Choctaw freedmen; you also request that a plat and the valuation of land described be sent you.

You are informed it appeared from our records that Katie Floyd, of Janis, Indian Territory, now about 43 years of age, her sons, Hannibal Hill and Frank Floyd, and her daughters, Ara, Della, Emma and Pearly Floyd have been enrolled by this Commission as Choctaw freedmen and their enrollment as such approved by the Secretary of the Interior June 11, 1903.

Your request for a plat and valuation of lands described by you will be forwarded under separate cover.

Respectfully,

Commissioner in Charge.

Muskogee, Indian Territory, December 8, 1906.

Charley Floyd,

Janis, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on December 3, 1906, for the enrollment of your child, Richard Floyd as a Choctaw freedman.

You are hereby advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your child, above named, prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Acting Commissioner.

~~NB #424~~

217

IN RE
Application for Enrollment of
INFANT CHILD

Richard Floyd
as a citizen of

CHOCTAW FREEDMAN

Nation.

Approved

190

Commissioner.

NB #424
17-344

Dec 3 1906

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE APPLICATION FOR ENROLLMENT, as a ^{freedman} citizen of the Choctaw Nation,
of Richard Floyd (Here insert name of child) , born on the 1 day of Sept, 1903.
Name of Father: Charley Floyd a citizen of the United States. Nation.
Name of Mother: Katy Floyd a citizen of the Choctaw Nation.
Postoffice Janis, I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY, }
Central DISTRICT. }

I, Katy Floyd, on oath state that I am 45
years of age and a citizen by Adoption Law ^{Freedman} of the Choctaw Nation;
that I am the lawful wife of Charley Floyd, who is a citizen, of
United States Choctaw Nation Nation; that a Male child was
(Male or Female.)
born to me on 1 day of Sept, 1903; that said child has been named
Richard Floyd, and was living March 4, 1906.

WITNESSES TO MARK:

(Must be Two Witnesses) { John Burris
(SEAL) Ed Aedesais

Subscribed and sworn to before me this 28 day of Nov, 1906.

J. Emmett Harris
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY, }
Central DISTRICT. }

I, Bary Coleman, a mid-wife, on oath state that I
attended on Mrs. Katy Floyd, wife of Charley Floyd
on the 1 day of Sept, 1903; that there was born to her on said date a male
(Male or Female.)
child; that said child was living March 4, 1906, and is said to have been named Richard Floyd
Bary X Coleman

WITNESSES TO MARK:

(Must be Two Witnesses) { John Burris
(SEAL) Ed Amderasun

Subscribed and sworn to before me this 28 day of Nov, 1906.

(SEAL)

J. Emmett Harris
Notary Public.

(copy)

17-344

Muskogee, Indian Territory, January 8, 1906.

Charley Floyd,

Janis, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on December 3, 1906, for the enrollment of your child, Richard Floyd as a Choctaw freedman.

You are hereby advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time, prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your child, above named, prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

17-MB-424
S.E.F.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Richard Floyd as a Choctaw freedman.

-: D E C I S I O N :-

It appears from the record herein that on December 3, 1906, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Richard Floyd as a Choctaw freedman.

It further appears from the record herein and from the records of this office that Richard Floyd was born September 1, 1903; that he is the son of Charley Floyd, a non-citizen, and of Katie Floyd, whose name appears opposite number 2869 on the final roll of Choctaw freedmen approved by the Secretary of the Interior June 11, 1903.

Section two of the Act of Congress approved April 26, 1906 (34 Stat., 137), provides:

"That for ninety days after approval hereof applica-
tions shall be received for enrollment of children who were mi-
nors living March fourth, nineteen hundred and six, whose par-
ents have been enrolled as members of the Choctaw, Chickasaw,
Cherokee, or Creek tribes, or have applications for enrollment
pending at the approval hereof, and for the purpose of enroll-
ment under this section illegitimate children shall take the
status of the mother, and allotments shall be made to children
so enrolled".

I am of the opinion that inasmuch as application was not
made for the enrollment of Richard Floyd as a Choctaw freedman with-
in the time limited by the provisions of the above Act, I am without
authority to receive or consider any application for his enrollment
as such, and that therefore, I should decline to receive or consider
same, and it is so ordered.

Muskogee, Indian Territory.

FEB 13 1907



Commissioner.

17-NB-424

Muskogee, Indian Territory, February 13, 1907.

Charley Floyd,

Janis, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 13, 1907, declining to receive the application for the enrollment of Richard Floyd as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tamie Pixby*

Commissioner.

Registered
Incl. 17-NB-424.

17-NB-424

COPY
Muskogee, Indian Territory, February 13, 1907.

Mansfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nation,
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 13, 1907, declining to receive the application for the enrollment of Richard Wloyd as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tamias Bixby*

Commissioner.

Incl. 17-NB-424.

Muskogee, Indian Territory, February 13, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Richard Floyd as a freedman of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated February 13, 1907, declining to receive said application.

Respectfully,

SIGNED *Iraas Dixby*

Commissioner.

2 Incl. 17-MB-424.

Through the
Commissioner of Indian Affairs.

YP

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

O.K.

LRS

D.C. 12633-1907.

I.T.D. 6196, 6216, 6220, 6224-07.
6236, 6246, 6266, 6272-07.
6286, 6288, 6290, 6302-07.
6306, 6478, 6480, 6486-07.
6492, 6506, 6508, 6514-07.
6518, 6530, 6532, 6536-07.
6672, 6674, 6688, 6692-07.
6696, 6700, 6704, 6722-07.
6724, 6734, 6736, 6740-07.
6742, 6758, 6782-07.
6786, 6788, 6796-07.
6798, 6806, 6816, 6826-07.
6828, 6830-07.

March 2, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are enclosed:

Title of Case.	Title of Your Letter of Transmittal.
Richard Floyd (Freedman),	February 13, 1907.
Dave and Addie May Bailey (Freedmen),	February 13, 1907.
Ardshia and Larcie McKinney (Freedmen),	February 16, 1907.
Nonie Cochran (Freedman),	February 13, 19 07.
Mamey Cole and Liza Ellen Cole (Freedmen),	February 14, 1907.
E. C. Seale et al.,	February 14, 1907.
Nazell and Laveter Artry, (Freedmen),	February 14, 1907.
Nellie J. Gideon et al.,	December 28, 1906.
Emma and Evaline Jackson,	February 14, 1907.
Ida Bell Bennett,	February 15, 1907.

Title of Case.	Date of Your Letter of Transmittal.
Monie Warner et al., (Freedmen),	February 16, 1907.
Katie Simpson et al.,	February 16, 1907.
Raymond Henry Davis,	February 14, 1907.
Nancy T. Wilson et al (Miss. Choc.),	February 12, 1907.
J. H. Hill and Newton Hill,	January 28, 1907.
Flora Lee Spring (Freedman),	February 12, 1907.
William Edgar and Oscar Jeffreys,	
(Miss. Choc.),	February 11, 1907.
Celestine Pierce (Freedman),	February 13, 1907.
Hisk Cubit (Freedman),	February 13, 1907.
Lucretia Hachot et al.,	February 15, 1907.
Susan A. Baird,	February 15, 1907.
William Allen One (Miss. Choc.),	February 12, 1907.
Ella Williams (Freedman),	February 13, 1907.
Ira Colbert,	February 12, 1907.
Mable Everidge (Freedman),	February 15, 1907.
Duckie Ray Mabrie (Freedman),	February 15, 1907.
Cornelius and Vaneida Riddle (Freedman),	February 15, 1907.
Jimmie Lee Alexander (Freedman),	February 13, 1907.
Fred E. Patterson et al.,	February 15, 1907.
E. Childers et al (Freedman),	February 12, 1907.
Lizzie Dennis, (Freedman),	February 15, 1907.
Hellen Grace McMarty,	February 12, 1907.
Mable Bailey and Susa Anna Bailey	
(Freedman),	February 13, 1907.
John Louis (Freedman),	February 15, 1907.
Amanda Mutchy (Freedman),	February 15, 1907.
Watt Davis et al.,	February 15, 1907.
Marlie Record (Freedman),	February 15, 1907.
Laura Henry (Freedman),	February 14, 1907.
Ollie Webster (Freedman),	February 15, 1907.
James McCall,	February 15, 1907.
Kellie Elizabeth Kendrick (Freedman),	February 15, 1907.
Elwood Judy (Freedman),	February 15, 1907.
Oscar Brown (Freedman),	February 15, 1907.
Verna Verniti Bryant,	February 13, 1907.
Richard R. Perry (Freedman),	February 15, 1907.
James Luke Pubbee (Miss. Choc.),	February 20, 1907.
Elaine Berryman (Miss. Choc.),	February 20, 1907.
Ethel Rogers (Miss. Choc.),	February 20, 1907.

A copy hereof and all papers in the above mentioned

-3-

cases have been sent to the Indian Office.

Respectfully,

Jesse E. Wilson,

Assistant Secretary.

48 inc. and 16 inc.
for Ind. f.

W.C.B.
3/3/07.

Refer in reply to the following:

COPY

Land.
15992-1907.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 28, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to invite your attention to the enclosed record of the Commissioner to the Five Civilized Tribes in the matter of the alleged application for the enrollment of Richard Floyd as a Choctaw freedman.

The Commissioner in his decision sets out the record concerning the attempted application for the enrollment of the applicant, and on February 13, 1907, determined that it did not appear from the records of his office that any application of any nature whatsoever had been made for the enrollment prior to July 26, 1906, and for that reason rejected him.

It is evident that no application was made for the enrollment of Richard Floyd within the time prescribed by law, and for that reason it is recommended that the decision of the Commissioner be approved.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

KBH-Y.

17-NB-424

Muskogee, Indian Territory, April 12, 1907.

Charley Floyd,

Janis, Indian Territory.

Dear Sir:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 13, 1907, declining to receive the application for the enrollment of Richard Floyd as a Choctaw freedman.

Respectfully,

Commissioner.

17-JB-424

Muskogee, Indian Territory, April 11, 1907.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 13, 1907, declining to receive the application for the enrollment of Richard Floyd as a Choctaw freedman.

Respectfully,

Commissioner.

Choc. M. Fr. 425

Green Butler

M. Fr. 425

MINOR

425

ENROLLMENT

CHOCTAW FREEDMAN

Green Butler

Decline to receive Feb 18 1907

Record Forwarded Department Feb 13 1907

Action Approved By Secretary of Interior
Mar 2 1907

Notice of Departmental Action Forwarded
Attorneys For Choctaw And Chickasaw
Nations. Mar 25 1907

Notice of Departmental Action Mailed
Applicant Mar 2 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

425

17-347

Muskogee, Indian Territory, December 8, 1906.

Simmie Butler,

Janis, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office December 3, 1906, for the enrollment of your child, Green Butler, as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your child, above named, prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Acting Commissioner.

NB #425

IN RE

Application for Enrollment of
INFANT CHILD

Green Butler

as a citizen of

CHOCTAW FREEDMAN

Nation.

Approved

190

Commissioner.

NB#425

17-347

DEC 3 1906

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Freedman Choctaw Nation,
of Green Butler (Here insert name of child), born on the 29 day of Oct, 1903.
Name of Father: Simmie Butler a citizen of the Choctaw Nation.
Name of Mother: Free Donia Butler a citizen of the Choctaw Nation.
Postoffice Janis, I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY, }
Centrial DISTRICT. }

I, Free Donia Butler, on oath state that I am 25
years of age and a citizen by Freedmen Adoption Law, of the Choctaw Nation;
that I am the lawful wife of Simmie Butler, who is a citizen, by
Freedmen Adoption Law, of the Choctaw Nation; that a Male child was
(Male or Female.)
born to me on 29 day of Oct, 1903; that said child has been named
Green Butler, and was living March 4, 1906.

WITNESSES TO MARK:

(SEAL)
(Must be Two Witnesses)

Fredonia Butler

Subscribed and sworn to before me this 28 day of Nov, 1906.

J. Emmett Harris
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY, }
Centrial DISTRICT. }

I, Eary Coleman, a mid-wife, on oath state that I
attended on Mrs. Free Donia Butler, wife of Simmie Butler
on the 29 day of Oct, 1903; that there was born to her on said date a male
(Male or Female.)
child; that said child was living March 4, 1906, and is said to have been named Green Butler.

WITNESSES TO MARK:

Eary I. Coleman

(Must be Two Witnesses)

John Burris
Dealia Burris

(SEAL) Subscribed and sworn to before me this 28 day of Nov, 1906.

J. Emmett Harris.
Notary Public.

)Copy)

17-347

Muskogee, Indian Territory, December 8, 1906.

Jimmie Butler,

Janis, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office December 3, 1906, for the enrollment of your child, Green Butler, as a Choctaw freedmen.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 26, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your child, above named, prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Green Butler as a Choctaw freedman.

-: D E C I S I O N :-

It appears from the record herein that on December 3, 1906, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Green Butler as a Choctaw freedman.

It appears from the record herein and from the records of this office that Green Butler was born October 29, 1903; that he is the son of Sissy Butler whose name appears opposite number 704 on the final roll of Choctaw freedmen approved by the Secretary of the Interior March 6, 1903, and of Fredonia Butler whose name appears opposite number 726 on the final roll of Choctaw freedmen approved by the Secretary of the Interior March 6, 1903, and that the mother and the attending midwife, Mary Coleman, executed their respective affidavits to the birth of said applicant November 28, 1906.

It further appears from the record herein that on December 6, 1906, Simmy Butler, the father of said applicant, was notified that if he claimed that application had been made for the enrollment of said applicant as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), he should appear before the Choctaw Land Office at Atoka, Indian Territory, at any time prior to January 1, 1907, for the purpose of giving testimony relative to the submission of such application within the required time. No appearance was made in response thereto.

It does not appear from the records of this office that any application of any nature whatsoever was ever made for the enrollment of said applicant as a Choctaw freedman prior to July 26, 1906.

Section two of the Act of Congress approved April 26, 1906 (34 Stats., 137), provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled".

I am of the opinion that inasmuch as application was not made for the enrollment of Green Butler as a Choctaw freedman within the time limited by the above Act, I am without authority to receive or consider any application for his enrollment as such, and that therefore, I should decline to receive or consider the same, and it is so ordered.

Muskogee, Indian Territory.

FEB 13 1907

Commissioner.

17-NB-425.

COPY

Muskogee, Indian Territory, February 13, 1907.

Simmy Butler,

Janis, Indian Territory.

Dear Sir:-

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 13, 1907, declining to receive the application for the enrollment of Green Butler as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Commissioner.

Registered.
Incl. 17-NB-425.

17-WB-425

COPY
Muskogee, Indian Territory, February 13, 1907.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 13, 1907, declining to receive the application for the enrollment of Green Butler as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tams Bixby*

Commissioner.

Incl. 17-WB-425

COPY

Muskogee, Indian Territory, February 13, 1907.

The Honorable,

The Secretary of the Interior:

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Green Butler as a Choctaw freedman, including the decision of the Commissioner to the Five Civilized Tribes, dated February 13, 1907, declining to receive said application.

Respectfully,

James H. H. H.

Commissioner.

2 Incl.

Through the
Commissioner of Indian Affairs.

J.P.

DEPARTMENT OF THE INTERIOR,

O.K.

D.C.12635-1907.

WASHINGTON.

I.T.D.

6136, 6138, 6176, 6178,
6186, 6202, 6218, 6222,
6234, 6240, 6256, 6. 58,
6264, 6268, 6270, 6292,
6294, 6298, 6534, 1907.

March 2, 1907.

L RS.

DIRECT.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases, adverse to the applicants, are hereby affirmed. Copies of Indian Office letters, submitting your reports and recommending that the decisions be affirmed, are enclosed:

Title of Case.	Date of Your Letter of Transmittal.
Robert Ward and Willie Ward (Freedmen),	February 12, 1907.
Jana Robinson (Freedman),	February 12, 1907.
Anderson Gilbert (Freedman),	February 16, 1907.
Eather Butler (Freedman),	February 13, 1907.
Aaron Hunter and Rosetta Hunter (Freedmen)	February 13, 1907.
Cornelius Hyatt, Jr.	February 14, 1907.
Vivian Virginia Murphy and Edith M. Murphy,	February 14, 1907.
Nannie and Hughey McNeely,	February 14, 1907.
Siras Jeffie Burris et al. (Freedmen),	February 14, 1907.
Solomon Wilson, Jr. (Freedman),	February 12, 1907.
Gus Willis (Freedman),	February 14, 1907.
Leeana and Fannie Robinson (Freedmen),	February 14, 1907.
Mary Butler (Freedman),	February 14, 1907.
Leeguster Shoals (Freedman),	February 14, 1907.
Green Butler (Freedman),	February 13, 1907.
Robert McAfee (Freedman),	February 14, 1907.
Mimie McKinney (Freedman),	February 14, 1907.
William Fay and Lona Otto Nelson,	February 16, 1907.
John Henry and Fred Daniels (Freedmen),	February 12, 1907.

-2-

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse E. Wilson

Assistant Secretary.

19 inc. and 38 inc. to
Ind. Of.

W.C.F. 3/3/07.

COPY.

Refer in reply to the
following.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,

D.C. 12635-1907. WASHINGTON.
Land.
15996-1907.

February 28, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to invite your attention to the enclosed record of the Commissioner to the Five Civilized Tribes in the matter of the alleged application for the enrollment of Green Butler as a Choctaw freedman.

The Commissioner found that the application in this case was not made within the time limited by the Act of Congress approved April 26, 1906 (34 Stat. L., 137), and that he was therefore without authority to receive or consider it, and on February 13, 1907, he rejected the applicant.

It being shown that the application in this case was not made within the time prescribed by law, it is recommended that the action of the Commissioner be approved.

Very respectfully,

C. F. Larrabee

Acting Commissioner.

RBH-T.

27- 1-26

Muskogee, Indian Territory, March 10, 1907.

Simmy Butler,

Janis, Indian Territory.

Dear Sir:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 13, 1907, declining to receive the application for the enrollment of Green Butler as a Choctaw ~~Woodman~~.

Respectfully,

Commissioner.

17-NB-425

Muskogee, Indian Territory, March 25, 1907.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 13, 1907, declining to receive the application for the enrollment of Green Butler as a Choctaw freedman.

Respectfully,

Commissioner.

Choc. M. Fr. 426

Earnest Fields

Louis Fields

M. Fr. 426

MINOR

426

ENROLLMENT
CHOCTAW FREEDMAN

Earnest Fields
Louis Fields.

Decline to receive Feb 13 1907

Copy of Decision Forwarded Applicant Feb 13 1907

Copy of Decision Forwarded Attorneys for Choctaw and Chickasaw Nations. Feb 13 1907

Record Forwarded Department Feb 13 1907

Action Approved By Secretary of Interior
Mar 2 1907

Notice of Departmental Action Forwarded
Attorneys for Choctaw And Chickasaw
Nations. Apr 2 1907

Notice of Departmental Action Mailed
Applicant Apr 2 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

426

~~NB#426~~

IN RE
Application for Enrollment of
INFANT CHILD

Earnest Fields.....
as a citizen of

CHOCTAW FREEDMAN Nation.

Approved

190

Commissioner.

NB#426

DEC 3 1903.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Freedman Nation,
of Barnest Fields born on the 6 day of April, 1903.
(Here insert name of child.)
Name of Father: Hampton Fields a citizen of the Freedman Nation.
Name of Mother: Liza Fields a citizen of the Freedman Nation.
Postoffice Janis, I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
Centrial DISTRICT.

I, Liza Fields, on oath state that I am 25
years of age and a citizen by adoption Law of the Freedman Nation;
that I am the lawful wife of Hampton Fields, who is a citizen, by
adoption Law, of the Freedman Nation; that a male child was
(Male or Female.)
born to me on 6 day of April, 1903; that said child has been named
Barnest Fields, and was living March 4, 1906.

her
Liza X Fields
mark

WITNESSES TO MARK:

(Must be Two Witnesses) { William Cole
John Burris

Subscribed and sworn to before me this 28 day of Nov, 1906.

(SEAL)

J. A. Emmett Harris.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
Centrial DISTRICT.

I, Susieon French, a Mid-Wife, on oath state that I
attended on Mrs. Liza Fields, wife of Hampton Fields
on the 6 day of April, 1903; that there was born to her on said date a male
(Male or Female.)
child; that said child was living March 4, 1906, and is said to have been named Barnest Fields.

her
Susieon X Fields
mark

WITNESSES TO MARK:

(Must be Two Witnesses) { William Cole
John Burris

Subscribed and sworn to before me this _____ day of _____, 1906.

(SEAL)

Notary Public.

NB#426

217

IN RE
Application for Enrollment of
INFANT CHILD

Louis Fields
as a citizen of

CHOCTAW FREEDMEN Nation.

Approved

190

Commissioner.

NB#426
17-326

DEC 3 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the **Freedmen** Nation,
Choctaw

of **Louis Fields**, born on the **27** day of **February**, **1906**
(Here insert name of child.)

Name of Father: **Hampton Fields** a citizen of the **Choctaw** Nation.
freedman

Name of Mother: **Liza Fields** a citizen of the **Choctaw** Nation.
freedman

Postoffice **Janis, I.T.**

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY, }
Central DISTRICT. }

I, **Liza Fields**, on oath state that I am **25**
years of age and a citizen by **adoption Law** freedmen, of the **Choctaw** Nation;

that I am the lawful wife of **Hampton Fields**, who is a citizen, by
Adoption Law Freedmen, of the **Choctaw** Nation; that a **male** child was
(Male or Female.)
born to me on **27** day of **February**, **1906**; that said child has been named
Louis Fields, and was living March 4, 1906.⁶

WITNESSES TO MARK:

Liza Fields
mark

(Must be Two) {
Witnesses } **William Cole**
John Burris

(SEAL) Subscribed and sworn to before me this

28 day of **Nov**, 1906.**J. Emmett Harris**

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY, }
Central DISTRICT. }

I, **Susion French**, a **Mid-Wife**, on oath state that I
attended on Mrs. **Liza Fields**, wife of **Hampton Fields**,
on the **27** day of **February**, **1906**, that there was born to her on said date a **male**
(Male or Female.)
child; that said child was living March 4, 1906,⁶ and is said to have been named **Louis Fields**

WITNESSES TO MARK:

her
Susion Fields
mark

(Must be Two) {
(SEAL) } **William Cole**
John Burris

Subscribed and sworn to before me this 28 day of **Nov**, 1906.**J. Emmett Harris**

Notary Public.

(copy)

17-325

Muskogee, Indian Territory, December 7, 1906.

Hampton Fields,

Janis, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on December 3, 1906, for the enrollment of your children, Earnest and Louis Fields as Choctaw freedmen.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906 expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your children above named prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

17-NB-426
S.E.F.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Earnest Fields and Louis Fields as Choctaw Freedmen.

-: D E C I S I O N :-

It appears from the record herein that on December 3, 1906 there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Earnest Fields and Louis Fields as Choctaw freedmen.

It appears from the record herein and from the records of this office that the said applicants, Earnest Fields and Louis Fields, were born April 6, 1903 and February 27, 1906, respectively; that they are the children of Hampton Fields whose name appears opposite number 618 on the final roll of Choctaw freedmen approved by the Secretary of the Interior March 6, 1903, and of Lisa Fields whose name appears as Elisa Fields opposite number 619 on the final roll of Choctaw freedmen approved by the Secretary of the Interior March 6, 1903; that the mother of said applicants and the attending midwife, Susion French, executed their respective affidavits to the birth of said applicants November 28, 1906.

It further appears from the record herein that on December 7, 1906, Hampton Fields, the father of said applicants, was duly notified that if he claimed that any application had been made for the enrollment of said applicants as Choctaw freedmen within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), he should appear before the Choctaw Land Office at Atoka, Indian Territory, at any time prior to January 1, 1907, for the purpose of giving testimony relative to the submission of such application within the required time but it does not appear that any appearance was made in response thereto.

It does not appear from the records of this office that any application of any nature whatsoever was ever made for the enrollment of said applicants as Choctaw freedmen prior to July 26, 1906.

Section two of the Act of Congress approved April 26, 1906 (34 Stats., 137), provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled".

I am of the opinion that inasmuch as application was not

#2.

made for the enrollment of Earnest Fields and Louis Fields as Choctaw freedmen within the time limited by the provisions of the above Act, I am without authority to receive or consider any application for their enrollment as such, and that therefore, I should decline to receive or consider the same, and it is so ordered.



Commissioner.

Muskogee, Indian Territory.

FEB 13 1907

17-NB-426.

Muskogee, Indian Territory, February 13, 1907.

Hampton Fields,

Janis, Indian Territory.

Dear Sir:-

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 13, 1907, declining to receive the application for the enrollment of Earnest Fields and Louis Fields as Choctaw freedmen.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Iamc Bixby*

Commissioner.

Registered.
Incl. 17-NB-426.

17-NB-426.

COPY
Muskogee, Indian Territory, February 13, 1907.

Mansfield, McMurray & Cornish,
Attorneys for Choctaw & Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:-

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 13, 1907, declining to receive the application for the enrollment of Earnest Fields and Louis Fields as Choctaw freedmen.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tamc Biscoe*

Commissioner.

Incl. 17-NB-426.



COPY

Muskogee, Indian Territory, February 13, 1907.

The Honorable,

The Secretary of the Interior.

Sir:-

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Earnest Fields and Louis Fields as Choctaw freedmen, including the decision of the Commissioner to the Five Civilized Tribes, dated February 13, 1907, declining to receive said application.

Respectfully,

SIGNED

Tamm Black

Commissioner.

2 Incl. 17-NB-426.

Through the
Commissioner of Indian Affairs.

D.C.12634.
L.R.S.

J.P.
O.K.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

I. T. D.

6076, 6096, 6126, 6148-07.
6162, 6778, 6808, 6832-07.
6836, 6840, 6842, 6844-07.
6880, 6882, 6884, 6888-07.
6888, 6882, 6886, 6888-07.
6886, 6870, 6882, 6884-07.
6894, 6900, 6880, 6884-07.
6954, 6964, 6966, 6968-07.
DIARY.

March 2, 1907.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Cheatew citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are enclosed:

Title of Case.	Date of Your Letter of Transmittal.
Geo Richardson, Jr., (Freedman),	February 14, 1907.
Ernest and Willie Lee Draper (Freedmen),	February 14, 1907.
Mary Derris Clayton,	February 19, 1907.
Alexander Harland (Freedman),	February 13, 1907.
Barnest and Louis Fields (Freedmen),	February 13, 1907.
Claud Waid Thompson (Freedman),	February 13, 1907.
Levie Freeman (Freedman),	February 13, 1907.
Kate D. Johnson (Miss. Choc.),	February 13, 1907.
John Littlejohn et al. (Freedmen),	February 20, 1907.
Tobias Louis and James Russell (Freedmen),	February 23, 1907.
Hickson Kenaley (Freedman),	February 19, 1907.
Mary Plummer,	February 18, 1907.
Zach Alton Callaway,	February 14, 1907.
Riley Cole (Freedman),	February 21, 1907.
Albert F. and Edith Ford,	February 19, 1907.
Blanch Retelle Autrey et al.,	February 21, 1907.
Paul Jones,	February 21, 1907.

Title of Case.	Date of Your Letter of Transmittal
Frances and Viola Brannen (Freedmen),	February 14, 1907.
Vattie Smith (Freedman),	February 19, 1907.
Ora Williams (Freedman),	February 28, 1907.
William J. Manley,	February 21, 1907.
Vera and Nora Bleavens,	February 18, 1907.
Annie Watkins (Freedman),	February 14, 1907.
Francis York,	February 21, 1907.
J. W. Huffman, et al.,	February 15, 1907.
Sam W. and Joe A. Potts,	February 19, 1907.
Eva Wright,	November 20, 1906.
Thomas H. Starks, (Intermarried),	February 19, 1907.

A copy herewith and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse R. Wilson,

Assistant Secretary.

28 inc. and 56 inc.
for Indian Office.

W.C.R.
3-3-07.

Land
15989-1907.

COPY.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 28, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to invite your attention to the enclosed record of the Commissioner to the Five Civilized Tribes in the matter of the alleged application for the enrollment of Earnest Fields and Louis Fields as Choctaw freedmen.

The Commissioner in his decision sets out the record concerning the attempted application for the enrollment of the applicants, and on February 13, 1907, determined that it did not appear from the records of his office that any application of any nature whatsoever had been made for the enrollment prior to July 26, 1906, and for that reason rejected them.

It is evident that no application was made for the enrollment of Earnest and Louis Fields within the time prescribed by law, and for that reason it is recommended that the decision of the Commissioner be approved.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

EBH-Y.

17-WB-426

Muskogee, Indian Territory, April 2, 1907.

Hampton Fields,

Jacks, Indian Territory.

Dear Sir:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of the Commissioner to the Five Civilized Tribes, rendered February 13, 1907, declining to receive the application for the enrollment of Earnest Fields and Louis Fields as Choctaw freedmen.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

17-NB-426

Muskogee, Indian Territory, April 2, 1907.

Mansfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 2, 1907,
the Secretary of the Interior affirmed the decision of the
Commissioner to the Five Civilized Tribes, rendered February
13, 1907, declining to receive the application for the enroll-
ment of Earnest Fields and Louis Fields as Choctaw freedmen.

Respectfully,

D. W. Rogers
Acting Commissioner.

12634

RECEIVED

1907

1-6148

7.11.11 chre. F. 426

COPY.

REFER IN REPLY TO THE FOLLOWING:

Land.
15986 - 1907.

DEPARTMENT OF THE INTERIOR,

OFFICE OF INDIAN AFFAIRS,

WASHINGTON.

March 1, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to invite your attention to the enclosed record of the Commissioner to the Five Civilized Tribes in the matter of the alleged application for the enrollment of Alexander Harland as a Choctaw freedman.

The Commissioner found that the application in this case was not made within the time limited by the Act of Congress approved April 26, 1906 (34 Stat. L., 137), and that he was therefore without authority to receive or consider it, and on February 13, 1907, he rejected the applicant.

It being shown that the application in this case was not made within the time prescribed by law, it is recommended that the action of the Commissioner be approved.

Very respectfully,



Acting Commissioner.

KBH-T

Choc. M. Fr. 427

Mamey Cole

Liza Ellen Cole

M. Fr. 427

MINOR ENROLLMENT

CHOCTAW FREEDMAN

Mamey Cole
Liza Ellen Cole

Decline to receive Feb 14 1907

Record Forwarded Department Feb 14 1907

Action Approved By Secretary of Interior Mar
2 1907Notice of Departmental Action Forwarded
Attorneys for Choctaw And Chickasaw
Nations. Apr 12 1907Notice of Departmental Action Mailed
Applicant Apr 12 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

17-341

Muskogee, Indian Territory, December 8, 1906.

William Cole,

Janis, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on December 3, 1906, for the enrollment of your children, Liza Ellen and Mamey Cole as Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your children, above named, prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Acting Commissioner.

IN RE
Application for Enrollment of
INFANT CHILD

Money Cole
as a citizen of

Choctaw Indian Nation.

Approved

190

Commissioner

Dec 3 1906

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES. *Copy*

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the *Friedman* *Choctaw* Nation,
of *Mammy Cole* (Here insert name of child), born on the *22* day of *April*, 1903
Name of Father: *William Cole* a citizen of the *Choctaw* Nation.
Name of Mother: *Mammy Etta Cole* a citizen of the *United States* Nation.
Postoffice *Jan... ..*

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY, }
Central DISTRICT. }

I, *Mammy Etta Cole*, on oath state that I am *30*
years of age and a citizen by *of United States*, of the *Choctaw* Nation;
that I am the lawful wife of *William Cole*, who is a citizen, by
Adoption Law of the *Choctaw* Nation; that a *Female* child was
(Male or Female.)
born to me on *22* day of *April*, 1903; that said child has been named
Mammy Cole, and was living March 4, 1906
Mammy Etta Cole

WITNESSES TO MARK:

(Seal)

(Must be Two
Witnesses)

Subscribed and sworn to before me this *28* day of *Nov.*, 190*6*.

J. Emmett

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY, }
Central DISTRICT. }

I, *Eary Coleman*, a *Midwife*, on oath state that I
attended on Mrs *Mammy Etta Cole*, wife of *William*
on the *22* day of *April*, 1903, that there was born to her on said date a
(Male or Female)
child, that said child was living March 4, 1906 and is said to have been named *Mammy Cole*

WITNESSES TO MARK

(Seal)

(Must be Two
Witnesses)

Verma Daniels
Charles N Daniels

Subscribed and sworn to before me this *28* day of *Nov.*, 190*6*.

J. Emmett Harris

Notary Public.

IN RE

Application for Enrollment of
INFANT CHILD*Liza Ella Cole*

as a citizen of

Cherokee Indian

Nation.

Approved

190

*Commissioner.**Dec. 3. 1906.*

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES. *Copy*

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the *Cherokee* Nation,
of *Liza Ellen Cole*, born on the *10* day of *June*, 1905
(Here insert name of child.)
Name of Father. *William Cole* a citizen of the *Cherokee* Nation.
Name of Mother. *Mary Ella Cole* a citizen of the *United States* Nation.
Postoffice *James I. T.*

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY, }
Central DISTRICT. }

I, *Mary Ella Cole*, on oath state that I am *30*
years of age and a citizen by *United States*, of the *Cherokee* Nation;
that I am the lawful wife of *William Cole*, who is a citizen, by
adoption *Law* *Provision* of the *Cherokee* Nation; that a *Female* child was
(Male or Female.)
born to me on *10* day of *June*, 1905; that said child has been named
Liza Ellen Cole, and was living March 4, 1906
Mary Ella Cole

WITNESSES TO MARK:

(Seal)
(Must be Two
Witnesses) }

Subscribed and sworn to before me this *28* day of *Nov.*, 1906.

J. Emmett Harris
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY, }
Central DISTRICT. }

I, *Eary Coleman*, a *midwife*, on oath state that I
attended on Mrs. *Mary Ella Cole*, wife of *William Cole*
on the *10* day of *June*, 1905; that there was born to her on said date a *Female*
(Male or Female.)
child; that said child was living March 4, 1906 and is said to have been named *Liza Ellen Cole*

WITNESSES TO MARK

(Seal)
(Must be Two
Witnesses) } *Vertna Daniels*
Charles A. Daniels

Subscribed and sworn to before me this *28* day of *Nov.*, 1906.

J. Emmett Harris
Notary Public.

(copy)

17-341

Muskogee, Indian Territory, December 8, 1906.

William Cole,

Janis, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on December 3, 1906, for the enrollment of your children, Liza Cble and Mamey Cole as Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your children, above named, prior to July 25, 1906 you should appear before the Choctaw Land Office at Atoka, Indian Territory any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Acting Commissioner.

17-KB-427
S.E.P.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Mamey Cole and Liza Ellen Cole as Choctaw freedmen.

-: D E C I S I O N :-

It appears from the record herein that on December 3, 1906 there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Mamey Cole and Liza Ellen Cole as Choctaw freedmen.

It further appears from the record herein and from the records of this office that Mamey Cole and Liza Ellen Cole were born April 22, 1903 and June 10, 1905, respectively, and that they are the children of Mary Etta Cole, a non citizen, and William Cole whose name appears as Wm. Logan Cole opposite No. 209 upon the final roll of Choctaw freedmen approved by the Secretary of the Interior March 6, 1903.

It further appears from the record herein that on December 8, 1906, William Cole, the father of said applicants, was duly notified that if it was claimed that any application had been made for the enrollment of said applicants as Choctaw freedmen within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), he should appear before the Choctaw Land Office at Atoka, Indian Territory, at any time prior to January 1, 1907, for the purpose of giving testimony relative to the submission of such application within the required time, but it does not appear from the records of this office that any appearance was made in response thereto.

It does not appear from the records of this office that any application of any nature whatsoever was ever made for the enrollment of said applicants as Choctaw freedmen prior to July 26, 1906.

Section two of the Act of Congress approved April 26, 1906 (34 Stats., 137), provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled".

I am of the opinion that inasmuch as application was not

(2)

17-NB-427.

made for the enrollment of Wamey Cole and Lisa Ellen Cole as Choctaw freedmen within the time limited by the provisions of the above Act, I am without authority to receive or consider any application for their enrollment as such, and that therefore, I should decline to receive or consider the same, and it is so ordered.



Commissioner.

Muskogee, Indian Territory.

FEB 14 1907

17-NB-427.

COPY

Muskogee, Indian Territory, February 14, 1907.

William Cole,

Janis, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 14, 1907, declining to receive the application for the enrollment of Mamey Cole and Lisa Ellen Cole as Choctaw freedmen.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tame Bixby*

Commissioner.

Registered
Incl. 17-NB-427.

17-NB-427.

COPY

Muskgee, Indian Territory, February 14, 1907.

Mansfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 14, 1907, declining to receive the applications for the enrollment of Mamey Cole and Lisa Ellen Cole as Choctaw freedmen.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED: *Tame Bixby*

Commissioner.

Incl. 17-NB-427.

COPY

Muskogee, Indian Territory, February 14, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the applications for the enrollment of Kamey Cole and Liza Ellen Cole as Cheetaw freedmen, including the decision of the Commissioner to the Five Civilized Tribes, dated February 14, 1907, declining to receive said applications.

Respectfully,

SIGNED

James Dixie

Commissioner.

2 Incl. 17-NB-427.

Through the
Commissioner of Indian Affairs.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

LRS

O.F.

C. 12633-1907.

I.T.D. 6196, 6216, 6220, 6224-07.
6236, 6246, 6266, 6272-07.
6286, 6288, 6290, 6302-07.
6306, 6476, 6480, 6486-07.
6492, 6506, 6508, 6514-07.
6518, 6530, 6532, 6536-07.
6672, 6674, 6688, 6692-07.
6696, 6700, 6704, 6722-07.
6734, 6734, 6736, 6740-07.
6742, 6758, 6762-07.
6784, 6788, 6792-07.
6796, 6806, 6818, 6828-07.
6838, 6830-07.

March 2, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are enclosed:

Title of Case.	Title of Your Letter of Transmittal.
Richard Floyd (Freedmen),	February 13, 1907.
Dave and Addie May Bailey (Freedmen),	February 13, 1907.
Ardahia and Larcie McKinney (Freedmen),	February 16, 1907.
Nemie Cochran (Freedmen),	February 13, 1907.
Mamey Cole and Liza Ellen Cole (Freedmen),	February 14, 1907.
E. C. Seale et al.,	February 14, 1907.
Nasell and Laveter Artry, (Freedmen),	February 14, 1907.
Nellie J. Gideon et al.,	December 28, 1906.
Emma and Evaline Jackson,	February 14, 1907.
Ida Bell Bennett,	February 15, 1907.

Title of Case.	Date of Your Letter of Transmittal.
Wemie Varner et al., (Freedman),	February 16, 1907.
Katie Simpson et al.,	February 16, 1907.
Raymond Henry Davis,	February 14, 1907.
Nancy T. Wilson et al., (Miss. Choc.),	February 12, 1907.
J. H. Hill and Newton Hill,	January 25, 1907.
Flora Lee Spring (Freedman),	February 12, 1907.
William Edgar and Oscar Jeffreys (Miss. Choc.),	February 11, 1907.
Celestine Pierce (Freedman),	February 13, 1907.
Risk Cubit (Freedman),	February 13, 1907.
Lucretia Hadnot et al.,	February 16, 1907.
Susan A. Baird,	February 18, 1907.
William Allen Gee (Miss. Choc.),	February 12, 1907.
Ella Williams (Freedman),	February 13, 1907.
Ira Colbert,	February 12, 1907.
Wable Everidge (Freedman),	February 15, 1907.
Duckie May Mabrie (Freedman),	February 16, 1907.
Cornelius and Vaneda Riddle (Freedmen),	February 15, 1907.
Jimmie Lee Alexander (Freedman),	February 13, 1907.
Fred W. Patterson et al.,	February 15, 1907.
Ed Childers et al., (Freedman),	February 13, 1907.
Lizzie Dennis (Freedman),	February 15, 1907.
Hellen D'Grace McMurty,	February 12, 1907.
Wable Bailey and Susa Anna Bailey (Freedmen),	February 13, 1907.
John Louis (Freedman),	February 16, 1907.
Amanda Mutchy (Freedman),	February 16, 1907.
Matt Davis et al.,	February 15, 1907.
Marjie Record (Freedman),	February 16, 1907.
Laura Henry (Freedman),	February 14, 1907.
Ollie Webster (Freedman),	February 18, 1907.
James McCall,	February 15, 1907.
Nellie Elizabeth Kendrick (Freedman),	February 15, 1907.
Elwood Judy (Freedman),	February 15, 1907.
Oscar Brown (Freedman),	February 15, 1907.
Verna Verniti Bryant,	February 13, 1907.
Richard R. Perry (Freedman),	February 16, 1907.
James Luke Tubbee (Miss. Choc.),	February 20, 1907.
Elmina Berryman (Miss. Choc.),	February 20, 1907.
Ethel Rogers (Miss. Choc.),	February 20, 1907.

A copy hereof and all the papers in the above mentioned

-3-

cases have been sent to the Indian Office.

Respectfully,

Jesse E. Wilson,

Assistant Secretary.

45 inc. and 96 inc.
for Ind. Of.

W.C.F.
3/3/07.

947/304

Refer in reply to the following:

COPY

Land
16306-1907.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 28, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from Commissioner Bixby, dated February 14, 1907, transmitting the record relative to the application of Mamey C. and Liza E. Coles for enrollment as Choctaw freedmen, including the decision of the Commissioner, dated February 14, 1907 adverse to the applicants.

The decision of the Commissioner has been examined and found to be correct and the same is recommended for approval.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

H.R.D. NL

17-NB-427

Muskogee, Indian Territory, April 12, 1907.

William Cole,

Janice, Indian Territory.

Dear Sir:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 14, 1907, declining to receive the application for the enrollment of Mamey Cole and Liza Ellen Cole as Choctaw freedmen.

Respectfully,

E. J. Rogers.

AGT. Commissioner

17-MB-427

Muskogee, Indian Territory, April 12, 1907.

Mansfield, McMurray & Cormish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 14, 1907, declining to receive the application for the enrollment of Mamey Cole and Liza Ellen Cole as Choctaw freedmen.

Respectfully,

Commissioner.

Choc. M. Fr. 428

Mervin Gibson

M. Fr. 428

428

MINOR ENROLLMENT
CHOCTAW FREEDMAN

Mervin Gibson

GRANTED Feb 18 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

428

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Mirvan Gibson as a Choctaw freedman.

17-Nb-429.

NB #428

Merwin Gibson

1300

NB #428

17-1331

1300
Inc. No. 58 of No. 1331
INDIAN TERRITORY DIVISION

Recd.
Aug 8-06.

BIRTH AFFIDAVIT

Department of the Interior,
Commissioner To The Five Civilized Tribes.

Enrollment of Minors. Act of Congress, Approved April 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Mervin Gibson, born on the 17 day of October 1903.
Here insert name of child.
Name of Father: Henry Gibson a citizen of the Intermarried Nation
Name of Mother: Ellen Gibson a citizen of the Choctaw Nation
Tribal enrollment of father: _____ Tribal enrollment of mother: Choctaw
Postoffice: Label, Ia

Affidavit of Mother.

UNITED STATES of AMERICA, Indian Territory, }

Central District.)
I, Central Ellen Gibson on oath state that I am 40
years of age and a citizen by adoption of the Choctaw Nation;
that I am the lawful wife of Henry Gibson who is a citizen, by
Intermarriage of the Choctaw Nation; that a boy child was
Male or Female.
born to me on 17th day of October 1903; that said child has been named
Mervin Gibson and was living March 4, 1906.
Ellen Gibson

WITNESSES TO MARK:

[Must be two
Witnesses.]

Subscribed and sworn to before me this 21 day of July 1906.

Notary Public,

Affidavit of Attending Physician or MID-WIFE

UNITED STATES of AMERICA, Indian Territory, }

Central District.)
I, Marthela Holmes, a midwife, on oath state that I
attended on Ellen Gibson wife of Henry Gibson
on the 17th day of October 1903; that there was born to her on said date a boy
Male or Female.
child; that said child was living March 4, 1906, and is said to have been named Mervin Gibson

WITNESSES MARK:

[Must be two
Witnesses.]

Subscribed and sworn to before me this 21 day of July 1906.

Notary Public.

JAN 28 1907

IN RE APPLICATION FOR
ENROLLMENT OF

MINOR CHILD

Act of Congress

Approved April 26, 1906.

Minwan Gibson

as a citizen of

Cherokee

Nation

Approved

190

Commissioner.

M. M. LINDLY Attorney at Law,
South McAlester, I. T.

Birth Affidavit.

DEPARTMENT OF THE INTERIOR
Commissioner to the Five Civilized Tribes.

ENROLLMENT OF MINORS ACT OF CONGRESS, APPROVED APRIL 26, 1906

IN RE APPLICATION FOR ENROLLMENT, as Freedman member of the *Choctaw* Nation
of *Mirvan Gibson*, born on the *17th* day of *Oct* 1908
Name of Father *Henry Gibson* a citizen of the *U.S.* Nation.
Name of Mother *Ellen Gibson* a citizen of the *Choctaw* Nation.
Tribal enrollment of father *U.S. Citizen* Tribal enrollment of mother *Choctaw Freedman*.
Enrollment No. of father No. *4436* Enrollment No. of mother No. *4436*
Postoffice *Chickasaw, Miss.*

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,)

Central District.)

I, *Ellen Gibson*, on oath state that I am *40*
years of age and a citizen by *adoption* of the *Choctaw* Nation,
that I am the lawful wife of *Henry Gibson*, who is a citizen, by
of the *U.S.* Nation; that a *Male* child was
born to me on *17th* day of *October* 1908; that said child has been named
Mirvan Gibson, and was living March 4, 1906.

Ellen Gibson

Witnesses to Mark:

[Must be two
Witnesses].)

Subscribed and sworn to before me this *24th* day of *January* 1909
D.S. Wright

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,)

Central District.)

I, *Marthella Humm*, a *Midwife*, on oath state that I
attended on *Ellen Gibson*, wife of *Henry Gibson*,
on the *17th* day of *October* 1908, that there was born to her on said date a
Male child, that said child was living March 4, 1906, and is said to have been
named *Mirvan Gibson*.

Witnesses to Mark

[Must be two
Witnesses].)

Subscribed and sworn to before me this *24th* day of *January* 1909
D.S. Wright

Notary Public.

17- -41.

In the matter of the application for the enrollment of
Hirvan Gibson as a Choctaw freedman.

-: 1 1 1 1 1 1 1 :-

It appears from the record herein that on August 2, 1906, there was received by the Commissioner to the Five Civilized Tribes, by reference from the Department of the Interior, written application for the enrollment of Herve Gibson (also named Hirvan Gibson) as a Choctaw freedman.

It does not appear from the records of this office that any formal application was made for the enrollment of said applicant prior to the receipt of the proof of birth on August 2, 1906.

It appears, however, from the records of this office that on March 5, 1906 there was filed with this office a petition praying for the transfer of the name of Hirvan Gibson, among others, from the roll of Chickasaw freedmen to the roll of citizens by blood of the Chickasaw Nation and that said petition was denied by the Commissioner to the Five Civilized Tribes June 3, 1906 and on the same date forwarded to the Department of the Interior.

I am of the opinion that the petition above referred to establishes that application was made for the enrollment of Herve Gibson as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stat., 137), and that the same should now be determined upon its merits in accordance with the opinion of the Assistant Attorney General for the Department of the Interior of November 13, 1906 (22746-1906), and it is so ordered.


Commissioner.

Muskogee, Indian Territory,

FEB 18 1907

17-NB-428.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

E. H. H.

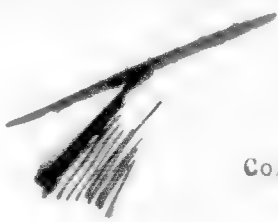
In the matter of the application for the enrollment of
Mirvan Gibson as a Choctaw Freedman.

-: D E C I S I O N :-

It appears from the record herein that application was
only made to the Commissioner to the Five Civilized Tribes for
the enrollment of Mirvan Gibson as a Choctaw Freedman within the
time limited by the provisions of the Act of Congress approved
April 16, 1906 (34 Stats., 137).

It further appears from the record herein and from the
records of this office that the applicant was born October 17,
1903, was living March 4, 1904, and is the son of Ellen Gibson,
whose name appears opposite No. 4186 upon the final roll of Choctaw
Freedmen approved by the Secretary of the Interior June 20,
1904 and Henry Gibson, a non citizen.

I am of the opinion that Mirvan Gibson should be en-
rolled as a Choctaw Freedman under the provisions of the Act of
Congress approved April 16, 1906 (34 Stats., 137) as amended by
the Act of Congress approved June 21, 1906 (34 Stats., 320), and
it is so ordered.



Commissioner.

McKee, Indian Territory,

FEB 18 1907

17-11-428

Muskogee, Indian Territory, February 18, 1907.

Henry Gibson,

Idabel, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 18, 1907, granting the application for the enrollment of Mirvan Gibson as a Choctaw freedman.

You are hereby advised that the name of Mirvan Gibson will be placed upon the next schedule of Choctaw freedmen to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED *Tamc Bixby*

Commissioner.

17-11-428.
Registered.

17-NB-1.8

COPY

Muskogee, Indian Territory, February 18, 1907.

Manfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 18, 1907, granting the application for the enrollment of Mirvan Gibson as a Choctaw freedman.

You are hereby advised that the name of Mirvan Gibson will be placed upon the next schedule of Choctaw freedmen to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED *Tamox Dixey*

Commissioner.

17-NB428.
Registered.

17-1331.

Muskogee, Indian Territory, December 1, 1906.

Ellen Gibson,

Idabel, Indian Territory.

Dear Madam:

It appears from the records of the Commissioner that an application was received at this office on August 8, 1906, for the enrollment of your child, Mervin Gibson, as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your child, above named, prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian

-2-

Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

17-1331

Muskogee, Indian Territory, January 18, 1907.

Ellen Gibson,
Shawneetown, Indian Territory.

Dear Madam:

It appears from the records of this office that on March 5, 1906, there was filed with the Commissioner to the Five Civilized Tribes a petition praying for the transfer of the name, among others, of your minor child, Mirvan Gibson, from the roll of Choctaw freedmen to the roll of citizens by blood of the Choctaw Nation, but there was no proof of birth filed for your minor child.

In order that the rights of your said minor child, Mirvan Gibson, may be properly determined as a Choctaw freedman, you are advised that it will be necessary for you to furnish this office with proper proof of birth of your child, and in order to assist you in this matter there is enclosed herewith blank proof of birth which you should have properly executed and return the same to this office not later than January 28, 1907.

This matter should receive your prompt attention, and your neglect or failure to furnish the required proof may deprive

your child of such rights to enrollment as a Choctaw freedman
as said child may have.

Respectfully,

FEL

1 B.C.

Commissioner.

Choc. M. Fr. 429

Alrener Pitchlynn

M. Fr. 429

429

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

Alrener Pitchlunn

REFUSED Feb 11 1907

Record Forwarded Department Feb 11 1907

Action Approved By Secretary of Interior
Mar 4 1907

Notice of Departmental Action Forwarded
Attorneys For Choctaw And Chickasaw
Nations, Apr 13 1907

Notice of Departmental Action Mailed
Applicant. Apr 13 1907

ACT OF CONGRESS APPROVED APRIL 26, 1908

429

Muskogee, Indian Territory, September 25, 1906.

Harces Pitchlynn,

Bagletown, Indian Territory.

Dear Sir:

There have been received at this office affidavits of Millie Pitchlynn and Marthen Burris to the birth of Alrener Pitchlynn child of Harces and Millie Pitchlynn, March 10, 1904.

You will be notified of such action as is taken in regard to the affidavits to the birth of this child

Respectfully,

Commissioner.

NB. # 429
1906

IN RE
Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 24, 1906.

.....Alrener Pitchlynn.....

as a citizen of

Choctaw

..... Nation.

~~Choctaw Freedmen~~

Approved..... 190...

.....
Commissioner.

N.B. #429
Jul 26, 1906.

17-427

17-208

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

~~INSTRUCTIONS TO MINORS - ACT OF CONGRESS, APPROVED APRIL 22, 1900.~~

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Freman Choctaw Nation,
of Alrener Pitchlynn....., born on the 10 day of March, 1904.
[Here insert name of child]
Name of Father: Horces Pitchlynn..... a citizen of the Freman Choctaw Nation.
Name of Mother: Millie Pitchlynn..... a citizen of the " " Nation.
Tribal enrollment of father..... Tribal enrollment of mother.....
Postoffice..... Eagletown, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
... Central District. }
I, Millie Pitchlynn....., on oath state that I am..... 45.....
years of age and a citizen by Freman....., of the..... Choctaw..... Nation;
that I am the lawful wife of Horces Pitchlynn....., who is a citizen, by
... Freman....., of the..... Choctaw..... Nation; that a ... Female child was
born to me on 10 day of March, 1904, that said child has been named
... Alrener Pitchlynn..... and ~~was living March 1, 1906~~
her
Millie x Pitchlynn
mark

WITNESSES TO MARK:

[Must be Two Witnesses] { Emma Burris.....
..... Virginia Holoway.....

Subscribed and sworn to before me this..... 24..... day of..... July..... 1906.

(SEAL)

Scott Garaner

Commission Expire May 31, 1910

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
... Central District. }

I, Marthen Burris....., a Grany....., on oath state that I
attended on Millie Pitchlynn....., wife of..... Horces Pitchlynn.....
on the 10 day of March, 1904; that there was born to her on said date a Female.....
is now living
child; that said child was living March 1, 1906, and is said to have been named Alrener Pitchlynn.....
her
Marthen x Burris
mark

WITNESSES TO MARK:

[Must be Two Witnesses] { Emma Burris.....
..... Virginia Holoway.....

Subscribed and sworn to before me this..... 24..... day of..... July, 1906.

(SEAL)

Scott Garaner

Notary Public.

17-208
17-427.

Muskogee, Indian Territory, December 1, 1906.

Horace Pitchlynn,
Eagletown, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this on July 26, 1906, for the enrollment of your child Alrener Pitchlynn, as a Choctaw freedmen.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your child above named prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

17-NB-429.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the alleged application for the enrollment of Alrener Pitchlynn as a Choctaw freedman.

It appears from the record herein that on July 26, 1906, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Alrener Pitchlynn as a Choctaw freedman, under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein that the proof of birth in support of the application for the enrollment of the applicant was executed July 24, 1906, before Scott Gardner, a notary public.

It does not appear from the records of this office that any application of any nature whatsoever had been made for the enrollment of the applicant prior to July 26, 1906.

On December 1, 1906, Horace Pitchlynn, the father of the applicant, was notified that if it was claimed that application had been made for the enrollment of the applicant within the time limited by law, he should appear before the Choctaw Land Office at Atoka, Indian Territory any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time. No evidence was submitted in support of such application.

I am of the opinion that inasmuch as no application was made for the enrollment of the applicant, Alrener Pitchlynn, as a Choctaw freedman within the time limited by the provisions of Section 2 of the Act of Congress approved April 26, 1906 (34 Stats. 137), I am without authority to receive or consider or make any record of any application for her enrollment as such, and that I should decline to receive or consider the same, and it is so ordered.


Commissioner.

Muskogee, Indian Territory,
FEB 11 1907

17-NE-429

COPY

Waukegon, Indian Territory, February 11, 1907.

Horace Pitchlynn,

Bagtown, Indian Territory,

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 11, 1907, declining to receive or consider the application for the enrollment of Alrener Pitchlynn as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED

Tanne Bixby

Commissioner.

Registered.

Incl. 17-NE-429

17-NE-429

COPY

Muskogee, Indian Territory, February 11, 1907.

Wheelerfield, McMurray & Cornish,

Attorneys for the Choctaw & Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 11, 1907, declining to receive or consider the application for the enrollment of Alrener Hitchlynn as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Fame Dixey*
Commissioner.

Incl. 17-NE-429

COPY

Washoe, Indian Territory, February 11, 1907.

The Honorable,

The Secretary of the Interior

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Airener Pitchlyn as a Choctaw freedman, including the decision of the Commissioner to the Five Civilized Tribes, dated February 11, 1907, declining to receive or consider said application.

Respectfully,

SIGNED

James Bixby

Commissioner.

8 Incl.

Through the

Commissioner of Indian Affairs.

D. C. 12083-12087.

77A
77B

DEPARTMENT OF THE INTERIOR,

WASHINGTON.

March 4, 1907.

SIR,

D. C. 12083-12087.

6124, 6144, 6182, 6182, 6190-07,
6192, 6002, 7002, 7002, 7070-
7204, 7122, 7344, 7344, 7374-
7374, 7390, 7392, 7404, 7410-
7414, 7412, 7442, 7472, 7472-
7482, 7480, 7522, 7542, 7542-
7552, 7554, 7556, 7558, 7594-
7592, 7594, 7596, 7598, 7598-
7604, 7602, 7604, 7602, 7702-
7712, 7722, 7722, 7724-

REPLY.

Commissioner to the Five Civilized Tribes,

McKeesport, Indian Territory.

Sir:

Your decisions in the following Choctaw enrollment cases
addressed to the applicants are hereby affirmed, viz:

Title of Case.	Date of your letter of transmittal.
Alex and Lee G. Lewis (Freedmen)	February 14, 1907.
Eora Bailey (Freedman)	February 13, 1907.
Virginia and Dave Gilbert (Freedmen)	February 12, 1907.
Stella Warlow	February 12, 1907.
Jessie Pollock, et al.,	December 24, 1906.
Ulysis and Sydney Frazier (Freedmen)	February 14, 1907.
Annie and Daniel Carter (Freedmen)	February 14, 1907.
Margie Hall (Freedman)	February 16, 1907.
Lavera Perry (Freedman)	February 7, 1907.
Willie and Nannie Roberts	February 6, 1907.
Clarence Vails	February 7, 1907.
Beatrice and Maudie Jeffries (Freedmen)	February 11, 1907.
J. P. Rhoades, et al.,	February 14, 1907.
Alvener Pitchlynn (Freedman)	February 11, 1907.
Henry and Minnie Reed (Freedman)	February 11, 1907.
Vivian V. and Clyde Parks	February 11, 1907.
Harvin Clifford Hamley	February 7, 1907.
Blanche M. Stark, et al.	February 20, 1907.

Title of Case.	Date of your letter of transmittal.
James H. Law, (Intermarried)	February 6, 1907.
Bell Berna (Miss. Choc.)	February 7, 1907.
David and Mariadell Powell (Freedmen)	February 7, 1907.
Sammie Blunt (Freedman)	February 7, 1907.
Clara and Annie Berry (Freedmen)	February 21, 1907.
Robert Thompson (Freedman)	February 21, 1907.
Washington and Hester Anthony (Freedmen)	February 21, 1907.
Ann and Emmett Walson (Freedmen)	February 21, 1907.
Dee Wilson (Freedman)	February 20, 1907.
Blanch Johnson (Freedman)	February 16, 1907.
Lewena May Everett (Miss. Choc.)	February 23, 1907.
Viola Warrior (Freedman)	February 21, 1907.
Mila Felson, et al., (Freedman)	February 21, 1907.
Edward Adamson (Freedman)	February 21, 1907.
Allie May and Anna Williams (Freedmen)	February 21, 1907.
John Ward, et al.,	January 23, 1907.
Frank F. Morgan (Intermarried)	January 24, 1907.
Marion James Robins (Freedman)	February 21, 1907.
William C. York, et al.,	January 16, 1907.
William S. Watters, et al.,	February 23, 1907.
Charley Braggs (Freedman)	February 21, 1907.
Hattie Marie Stewart, et al.,	February 25, 1907.
Robert McCay (Freedman)	February 18, 1907.
George Chappin (Freedman)	February 21, 1907.
Leona Perry (Freedman)	February 19, 1907.
John Albert Bentley	February 20, 1907.
Emily F. and Murray McLarty	February 23, 1907.
Esther Hester	February 23, 1907.
Albert and Frank Elmore (Freedmen)	February 23, 1907.
Belling McKinney, et al., (Freedman)	February 23, 1907.

Copies of Indian Office letters submitting your reports and recommending that the decisions be approved, are inclosed.

A copy hereof and all the papers in the above-mentioned cases have been sent to the Indian Office.

Respectfully,

cc inc. and
cc for Ind. Of. with copy hereof.

E. A. Hitchcock,

Secretary.

Refer in reply to the following.

--Copy--

Land
15489-1907.
D. C. 12863

DEPARTMENT OF THE INTERIOR,

OFFICE OF INDIAN AFFAIRS,

WASHINGTON.

March 1, 1907.

The Honorable,

The Secretary of the interior.

Sir:

There is enclosed a report from Commissioner Bixby, dated February 11, 1907, transmitting the record relative to the application for enrollment of Alrener Pitchlynn as a Choctaw freedman, including the decision of the Commissioner dated February 11, 1907, adverse to the applicant.

The decision of the Commissioner has been examined and found to be correct, and its approval is recommended.

Very respectfully,

G. F. Larrabee,

Acting Commissioner.

J. R. B. -W.L.P.

17-15-100

Wagon, Indian Territory, April 15, 1907.

Horace Pitchlynn,

Bagtown, Indian Territory.

Dear Sir:

You are hereby advised that on March 4, 1907,
the Secretary of the Interior affirmed the decision of the
Commissioner to the Five Civilized Tribes, rendered February
11, 1907, declining to receive or consider the application for
the enrollment of Alrener Pitchlynn as a Choctaw freedman.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

27-23-427
 Muskogee, Indian Territory, April 15, 1907.

Hansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 4, 1907, the Secretary of the Interior affirmed the decision of the Commissioner to the Five Civilized Tribes, rendered February 11, 1907, declining to receive or consider the application for the enrollment of Irener Pitchlynn as a Choctaw freedman.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

MINOR

420

ENROLLMENT

CHOCTAW FREEDMAN

Leroy Davis
Pearl Davis
Wiggins Tecumseh Davis

Decline to receive Feb 11 1907

Copy of Decision Forwarded Applicant
Feb 11 1907

Copy of Decision Forwarded Attorneys For
Choctaw and Chickasaw Nations. Feb 11 1907

Record Forwarded Department Feb 11 1907

Action Approved By Secretary of Interior
Mar 4 1907

Notice of Departmental Action Forwarded Att
Attorneys for Choctaw And Chickasaw
Nations. Apr 3 1907

Notice of Departmental Action Mailed
Applicant Apr 3 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

430

NB #430

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 22, 1906.

Leroy Davis

as a citizen of

Nation.

Approved..... 190...

Commissioner.

NB #430

Received
Aug 11, 06

Davis

DEPARTMENT OF THE INTERIOR,

RECEIVED

JUL 30 1906

INDIAN TERRITORY DIVISION

No 9385.

9-17-1077,

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Leroy Davis, born on the 7 day of November, 1893.
[Here insert name of child]
Name of Father: David Davis a citizen of the Choctaw Nation.
Name of Mother: Fanny Davis a citizen of the Choctaw Nation.
Tribal enrollment of father: Choc. Freed Tribal enrollment of mother: Choc. Freed
Postoffice: Bokchito, I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Central District.

I, Fanny Davis, on oath state that I am 25 years of age and a citizen by adoption of the Choctaw Nation; that I am the lawful wife of David Davis, who is a citizen, by adoption of the Choctaw Nation; that a male child was born to me on 7 day of November, 1893; that said child has been named Leroy Davis and was living March 4, 1906.
her Fannie X Davis
mark

WITNESSES TO MARK:

[Must be Two Witnesses] { T. H. Davis
W. C. Caudill

Subscribed and sworn to before me this 23 day of July, 1906.

(SEAL)

W. C. Caudill

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Central District.

I, Violet Vincent Duncan, on oath state that I know Fanny Davis, wife of David Davis, on the 7 day of Nov, 1893; that there was born to her on said date a male child; that said child was living March 4, 1906, and is said to have been named Leroy Davis.

her Violet Vincent X Duncan
mark

WITNESSES TO MARK:

(SEAL) [Must be Two Witnesses] { P. Davis
A. W. May

Subscribed and sworn to before me this 23 day of July, 1906.

P. Davis

Notary Public.

NB#430

190

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 28, 1900.

..... Pearl Davis

as a citizen of

..... Nation.

Approved..... 190...

.....
Commissioner.

NB#430

Received Aug 11-1906

DEPARTMENT OF THE INTERIOR

RECEIVED

JUL

30

1906

Enc No 1 of No 9385

INDIAN TERRITORY DIVISION

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Pearl Davis [Here insert name of child], born on the 4 day of June 1900.
Name of Father: David Davis a citizen Choctaw Nation.
Name of Mother: Fanny Davis a citizen of the Choctaw Nation.
Tribal enrollment of father Choc Freed Tribal enrollment of mother Choc Freed
Postoffice Bokchito

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, Fanny Davis, on oath state that I am 25
years of age and a citizen by adoption, of the Choctaw Nation;
that I am the lawful wife of David Davis, who is a citizen, by
adoption, of the Choctaw Nation; that a female child was
(Male or Female)
born to me on 4 day of June 1900; that said child has been named
Pearl Davis and was living March 4, 1906.
Fannie X Davis
her
mark

WITNESSES TO MARK:

[Must be Two Witnesses] { T. H. Davis
W. C. Caudill

Subscribed and sworn to before me this 23 day of July 1906.

W. C. Caudill

Notary Public.

(SEAL)

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, Violet Vincent Duncan, on oath state that I
know Fanny Davis wife of David Davis
on the 4 day of June 1900; that there was born to her on said date a female
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named
Pearl Davis

WITNESSES TO MARK:

[Must be Two Witnesses] { P. Davis
A. W. May

Subscribed and sworn to before me this 23 day of July 1906.

P. Davis
Notary Public.

(SEAL)

NB#430

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 28, 1906

Wiggins Tecumseh Davis.....

as a citizen of

..... Nation.

Approved..... 190...

..... Commissioner.

NB#430

Received
Aug 11-1906.

S.T. Wiggins
#115 1/2 E Main St.
Ardmore, I.T.

INDIAN TERRITORY DIVISION

Enc No 2 of No 9385

1906

JUL
30

RECEIVED

DEPARTMENT OF THE INTERIOR

DEPARTMENT OF THE INTERIOR

RECEIVED

JUL

30

1906

Enc No 2 of No 9385

INDIAN TERRITORY DIVISION

S.T. Higgins
#115 1/2 E Main St.
Ardmore I.T.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the..... Choctaw..... Nation,
of Wiggins Tecumseh Davis....., born on the 9..... day of February..... 1906.
(Here insert name of child)
Name of Father: David Davis..... a citizen of the..... Choctaw..... Nation.
Name of Mother: Fanny Davis..... a citizen of the..... Nation.
Tribal enrollment of father: Choc Freed..... Tribal enrollment of mother.....
Postoffice..... Bokchito I.T......

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
..... Central..... District. }

I, Fanny Davis....., on oath state that I am... 25...
years of age and a citizen by....., of the..... Nation;
that I am the lawful wife of..... David Davis....., who is a citizen, by
adoption..... of the..... Choctaw..... Nation; that a male..... child was
(Male or Female)
born to me on... 9..... day of... February....., 1906.; that said child has been named
Wiggins Tecumseh Davis..... and was living March 4, 1906.
her
..... Fannie X Davis.....
mark

WITNESSES TO MARK:

[Must be Two Witnesses] { T. H. Davis.....
..... W. C. Caudill..... }

Subscribed and sworn to before me this... 23..... day of... July..... 1906.

(SEAL)

..... W. C. Caudill.....

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
..... Central..... District. }

I, Georgia James....., a..... midwife....., on oath state that I
attended on..... Fannie Davis....., wife of..... David Davis.....
on the... 9..... day of... Feb....., 1906.; that there was born to her on said date a male.....
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named.....
Wiggins Tecumseh Davis.....

WITNESSES TO MARK:

..... Georgia James.....

[Must be Two Witnesses] {
.....
..... }

Subscribed and sworn to before me this... 23..... day of... July..... 1906.

(SEAL)

..... W. C. Caudill.....

Notary Public.

(copy)

17-1499

Muskogee, Indian Territory, December 1, 1906.

David Davis,

Bokchito, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on August 11, 1906, for the enrollment of your children, Wiggins Tecumseh Davis, Pearl Davis and Leroy Davis, as Choctaw freedmen.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 26, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your children, above named, prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

17-NB-430
S.B.F.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the applications for the enrollment of Leroy Davis, Pearl Davis, and Wiggins Tecumseh Davis as Choctaw freedmen:

-: D E C I S I O N :-

It appears from the record herein that on August 11, 1906, there were received by the Commissioner to the Five Civilized Tribes written applications for the enrollment of Leroy Davis, Pearl Davis, and Wiggins Tecumseh Davis as Choctaw freedmen.

It appears from the record herein and from the records of this office that the said applicants, Leroy Davis, Pearl Davis, and Wiggins Tecumseh Davis, were born November 7, 1893, June 4, 1900, and February 9, 1906, respectively; that they are the children of Fannie Davis a non-citizen, and of David Davis whose name appears opposite number 5164 on the final roll of Choctaw freedmen approved by the Secretary of the Interior July 20, 1906; that the mother of said applicants, and the attending midwives, Violet Duncan and Georgia James, executed their respective affidavits to the birth of said applicants July 23, 1906; that the said affidavits were received by the Department of the Interior, Washington, D.C., July 30, 1906, and the same were received at this office August 11, 1906, by reference from the Department.

It further appears from the record herein that on December 1, 1906 David Davis, the father of said applicants, was notified that if he claimed that any application had been made for the enrollment of said applicants as Choctaw freedmen within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), he should appear before the Choctaw Land Office at Atoka, Indian Territory, at any time prior to January 1, 1907, for the purpose of giving testimony relative to the submission of such applications within the required time, but that no appearance was made in response thereto.

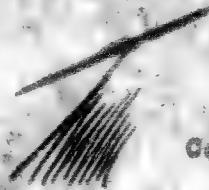
It does not appear from the records of this office that any application of any nature whatsoever was ever made for the enrollment of said applicants as Choctaw freedmen prior to July 26, 1906.

Section two of the Act of Congress approved April 26, 1906 (34 Stats., 137), provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enroll-

ment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled".

I am of the opinion that inasmuch as application was not made for the enrollment of Leroy Davis, Pearl Davis, and Wiggins Tecumseh Davis as Choctaw freedmen within the time limited by the provisions of the above Act, I am without authority to receive or consider any application for their enrollment as such, and that therefore, I should decline to receive or consider same, and it is so ordered.



Commissioner.

Muskogee, Indian Territory.

FEB 11 1907

17-NB-430

COPY

Muskogee, Indian Territory, February 11, 1907.

David Davis,

Bokchits, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 11, 1907, declining to receive or consider the application for the enrollment of Leroy Davis, Pearl Davis and Wiggins Tecumseh Davis as Choctaw freedmen.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tame Dixby*
Commissioner.

Registered.

Incl. 17-NB-430

17-NB-430

COPY

Muskogee, Indian Territory, February 11, 1907.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 11, 1907, declining to receive or consider the application for the enrollment of Leroy Davis, Pearl Davis and Wiggins Tecumseh Davis as Choctaw freedmen.

The decision, with the record of proceedings in the case is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as this office is informed of the same.

Respectfully,

SIGNED *Tams Blrby*

Commissioner.

Incl. 17-NB-430

00P
Muskogee, Indian Territory, February 11, 1907.

The Honorable,

The Secretary of the Interior:

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Leroy Davis, Pearl Davis and Wiggins Tecumseh Davis as Choctaw freedmen, including the decision of the Commissioner to the Five Civilized Tribes, dated February 11, 1907, declining to receive or consider said application.

Respectfully,

SIGNED *Tame Dixby*
Commissioner.

2 Incl.

Through the
Commissioner of Indian Affairs.

LRS.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

F.P.
S.P.

I.T.D. 6190, 7268, 7322, 7328, 7370-1907.

D. C. 12855-1907.

7378, 7382- "

March 4, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your report and recommending that the decisions be affirmed are inclosed:

Title of Cases.	Date of your letter of transmittal.
Eliza A. Alexander, et al.	February 15, 1907.
Nathan Brown (freedman)	February 7, 1907.
Louise Dyer	February 20, 1907.
Mary Graham (freedman)	February 20, 1907.
Hester S. Bailey	February 20, 1907.
Leroy Davis, et al (freedmen)	February 11, 1907.
Nesbit Colbert (freedman)	February 7, 1907.

A copy hereof and the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

E. A. Hitchcock

Secretary.

7 inc. and
14 to Ind. Of.

W.C.F. 3/4/07.

Refer in reply to the following:
Land: 15485-1907.

Copy

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON, March 2, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from Commissioner Bixby, dated February 11, 1907, transmitting the record relative to the application for enrollment of Leroy Davis, Pearl Davis, and Wiggins Tecumseh Davis, as Choctaw freedmen, including the decision of the Commissioner dated February 11, 1907, adverse to the applicant.

The decision of the Commissioner has been examined and found to be correct, and its approval is recommended.

Very respectfully,

C.F. Larrabee,

Acting Commissioner.

JPB.Pf.

17-WB-430.

Maskogee, Indian Territory, April 3, 1907.

David Davis,

Bokchito, Indian Territory.

Dear Sir:

You are hereby advised that on March 4, 1907, the Secretary of the Interior affirmed the decision of this office of February 11, 1907, declining to receive or consider the application for the enrollment of Leroy Davis, Pearl Davis and Wiggins Tecumseh Davis as Choctaw freedmen.

Respectfully,

Sco. D. Rodgers.

Acting Commissioner.

17-22-430.

Muskogee, Indian Territory, April 3, 1907.

Mansfield, McMurray & Gornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 4, 1907, the Secretary of the Interior affirmed the decision of this office of February 11, 1907, declining to receive or consider the application for the enrollment of Leroy Davis, Pearl Davis and Wiggins Tecumseh Davis as Choctaw freedmen.

Respectfully,

Geo. D. Rodgers.
Acting Commissioner.

Choc. M. Fr. 431

Hisk Cubit

M. Fr. 431

MINOR ENROLLMENT

CHOCTAW FREEDMAN

Hisk Cubit

Decline to receive Feb 13 1907

Record Forwarded To Department Feb 13 1907

Action Approved By Secretary of Interior
Mar 2 1907

Notice Of Departmental Action Forwarded
Attorneys For Choctaw And Chickasaw
Nations. Apr 12 1907

Notice of Departmental Action Mailed
Applicant Apr 12 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

431

Muskogee, Indian Territory, September 28, 1906.

Douglas Cubit,

Wagletown, Indian Territory.

Dear Sir:

There have been received at this office affidavits of
Dillie Cubit and Marthen Burris to the birth of Hisk Cubit child
of Douglas and Dillie Cubit, March 18, 1905.

You will be notified of such action as is taken in re-
gard to the affidavits to the birth of this child.

Respectfully,

Commissioner.

Wuskomee, Indian Territory, December 1, 1906.

Douglas Cubit,
Muskogee, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on July 26, 1906, for the enrollment of your child, Hisk Cubit as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your above named children prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

NB#431

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

Hisk Cubit

as a citizen of

Choctaw

Nation.

CHOCTAW FREEDMAN

Approved..... 190...

Commissioner.

17-172
NB# 431

JUL 26 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1900.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Freman Choctaw Nation,
of Hisk Cubit born on the 18 day of March, 1905.
(Here insert name of child)
Name of Father: Douglas Cubit a citizen of the Freman choctaw Nation.
Name of Mother: Dillie Cubit a citizen of the Freman Choctaw Nation.
Tribal enrollment of father: Ben Cubit Tribal enrollment of mother: July Louis
Postoffice: Eagletown, I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, Dillie Cubit, on oath state that I am 17
years of age and a citizen by Freman, of the Choctaw Nation;
that I am the lawful wife of Douglas Cubit, who is a citizen, by
Freman, of the choctaw Nation; that a male child was
born to me on 18 day of March, 1905; that said child has been named
Hisk Cubit and was living March 4, 1906.

Dillie her Cubit
mark

WITNESSES TO MARK:

[Must be Two Witnesses] { Charlie Warner
N. M. Burris

Subscribed and sworn to before me this 24 day of July, 1906.

My commission Expires May 31, 1910

Scott Gardner

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, Marthen Burris, a granny, on oath state that I
attended on Mrs Dillie Cubit, wife of Douglas Cubit
on the 18 day of March, 1905; that there was born to her on said date a male
child; that said child was living March 4, 1906, and is said to have been named Hisk Cubit

WITNESSES TO MARK:

[Must be Two Witnesses] { Charlie Warner
N. M. Burris

Subscribed and sworn to before me this 24 day of July, 1906.

(SEAL)

Scott Gardner

Notary Public.

17-MB-341
B.E.P.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Hisk Cubit as a Choctaw Freedman.

-: D E C I S I O N :-

It appears from the record herein that on July 26, 1906, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Hisk Cubit as a Choctaw freedman.

It appears from the record herein and from the records of this office that Hisk Cubit was born March 18, 1905; that he is the son of Douglas Cubit whose name appears opposite number 39 on the final roll of Choctaw freedmen approved by the Secretary of the Interior March 6, 1903, and of Dillie Cubit whose name appears as Delia Lewis opposite number 474 on the final roll of Choctaw freedmen approved by the Secretary of the Interior March 6, 1903; that the mother of said applicant and the attending midwife, Warthen Burris, executed their respective affidavits to the birth of said applicant July 24, 1906.

It further appears from the record herein that on December 1, 1906, Douglas Cubit, the father of said applicant, was duly notified that if he claimed that any application had been made for the enrollment of said applicant as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), he should appear before the Choctaw Land Office at Atoka, Indian Territory, at any time prior to January 1, 1907, for the purpose of giving testimony relative to the submission of such application within the required time but it does not appear that any appearance was made in response thereto.

It does not appear from the records of this office that any application of any nature whatsoever was ever made for the enrollment of said applicant as a Choctaw freedman prior to July 26, 1906.

Section two of the Act of Congress approved April 26, 1906 (34 Stats., 137), provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled".

I am of the opinion that inasmuch as application was not

made for the enrollment of Wiah Cubit as a Choctaw freedman within the time limited by the provisions of the above Act, I am without authority to receive or consider any application for his enrollment as such, and that therefore, I should decline to receive or consider the same, and it is so ordered.

Mankegee, Indian Territory.

FEB 13 1907



Commissioner.

17-MB-431.

Wahkegoc, Indian Territory, February 13, 1907.

Douglas Cubit,

Langletown, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 13, 1907, declining to receive the application for the enrollment of Hlak Cubit as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tame Bixby*

Commissioner.

Registered.
Incl. 17-MB 431.

17-38491.

COPY
Muskogee, Indian Territory, February 13, 1907.

Mansfield, McMurray & Gornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 13, 1907, declining to receive the application for the enrollment of Hick Cubit as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Irene Bixby*
Commissioner.

Incl. 17-38491.

COPY
Muskogee, Indian Territory, February 13, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Nisk Cubit as a freedman of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated February 13, 1907, declining to receive said application.

Respectfully,

SIGNED

James Bixby

Commissioner.

2 Incl. 17-NB431.

Through the
Commissioner of Indian Affairs.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

O.K.

LSE

D. #. 12433-1907.

I. T. D. 6186, 6216, 6220, 6224-07.
6234, 6248, 6266, 6272-07.
6284, 6288, 6290, 6302-07.
6306, 6478, 6480, 6486-07.
6492, 6506, 6508, 6514-07.
6518, 6530, 6532, 6536-07.
6572, 6574, 6588, 6592-07.
6596, 6700, 6704, 6722-07.
6724, 6734, 6736, 6740-07.
6742, 6758, 6762-07.
6764, 6782, 6788, 6796-07.
6798, 6806, 6816, 6822-07.
6828, 6830-07.

March 2, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are enclosed:

Title of Case.	Title of Your Letter of Transmittal.
Richard Floyd (Freedman),	February 13, 1907.
Dave and Addie May Bailey (Freedmen),	February 13, 1907.
Ardahia and Larce McKinney (Freedmen),	February 16, 1907.
Monie Cochran (Freedman),	February 13, 1907.
Mamey Cole and Liza Ellen Cole (Freedmen)	February 14, 1907.
E. C. Scale et al.,	February 14, 1907.
Hasell and Laveter Artry (Freedmen),	February 14, 1907.
Fellie J. Gideon et al.,	December 28, 1906.
Emma and Evaline Jackson,	February 14, 1907.
Ida Bell Bennett,	February 16, 1907.

Title of Case.	Date of Your Letter of Transmittal.
Hemie Varner et al., (Freedman),	February 16, 1907.
Katie Simpson et al.,	February 16, 1907.
Raymond Henry Davis,	February 14, 1907.
Nancy T. Wilson et al, (Miss. Choc.),	February 12, 1907.
J. H. Hill and Newton Hill,	January 20, 1907.
Flora Lee Spring (Freedman),	February 12, 1907.
William Edgar and Oscar Jeffreys, (Miss. Choc.),	February 11, 1907.
Celestine Pierce (Freedman),	February 13, 1907.
Nick Cubit (Freedman),	February 13, 1907.
Lucretia Hadnot et al.,	February 15, 1907.
Susan A. Baird,	February 15, 1907.
William Allen Gee (Miss. Choc.),	February 12, 1907.
Ella Williams (Freedman),	February 13, 1907.
Ida Colbert,	February 12, 1907.
Mable Everidge (Freedman),	February 15, 1907.
Duckie May Nabrie (Freedman),	February 15, 1907.
Cornelious and Vaneida Riddle (Freedmen),	February 15, 1907.
Jimmie Lee Alexander (Freedman),	February 13, 1907.
Fred W. Patterson et al.,	February 15, 1907.
Ed Childers et al., (Freedman),	February 12, 1907.
Lizzie Dennis (Freedman),	February 15, 1907.
Hellen D'Grace McMurty,	February 12, 1907.
Mable Bailey and Susa Anna Bailey (Freedmen),	February 13, 1907.
John Louis (Freedman),	February 15, 1907.
Amanda Mutchy, (Freedman),	February 15, 1907.
Watt Davis et al.,	February 15, 1907.
Margie Record (Freedman),	February 15, 1907.
Laura Henry (Freedman),	February 14, 1907.
Ollie Webster (Freedman),	February 15, 1907.
James McCall,	February 15, 1907.
Nellie Elizabeth Kendrick (Freedman),	February 15, 1907.
Elwood Judy (Freedman),	February 15, 1907.
Oscar Brown (Freedman),	February 15, 1907.
Verna Verniti Bryant,	February 13, 1907.
Richard R. Perry (Freedman),	February 15, 1907.
James Luke Tubbee (Miss. Choc.),	February 20, 1907.
Elmina Barryman (Miss. Choc.),	February 20, 1907.
Ethel Rogers (Miss. Choc.),	February 20, 1907.

A copy hereof and all the papers in the above mentioned

-3-

copies have been sent to the Indian Office.

Respectfully,

Jesse R. Wilson,

Assistant Secretary.

46 inc. and 26 inc.
for Ind. Of.

W.C.P.
2/2/07.

Refer in reply to the following:

Copy.

Land
16004-1907.

DEPARTMENT OF THE INTERIOR?
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 28, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to invite your attention to the enclosed record of the Commissioner to the Five Civilized Tribes in the matter of the alleged application for the enrollment of Hisk Cubit as a Choctaw freedman.

The Commissioner in his decision sets out the record concerning the attempted applications for the enrollment of the applicant, and on February 13, 1907, determined that it did not appear from the records of his office that any application of any nature whatsoever had been made for the enrollment prior to July 26, 1906, and for that reason rejected him.

It is evident that no application was made for the enrollment of Hisk Cubit within the time prescribed by law, and for that reason it is recommended that the decision of the Commissioner be approved.

Very respectfully,

G. F. Larrabee,

Acting Commissioner.

FBH-Y.

17-88-482

Muskogee, Indian Territory, April 12, 1907.

Douglas Cubit,

Wagletown, Indian Territory.

Dear Sir:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 18, 1907, declining to receive the application for the enrollment of Hisk Cubit as a Choctaw Freedman.

Respectfully,

Geo. D. Rodgers.
Commissioner.

UINA

17-B-431

Muskogee, Indian Territory, April 12, 1907.

Mansfield, McMurray & Gornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 13, 1907, declining to receive the application for the enrollment of Hisk Cubit as a Choctaw freedman.

Respectfully,

Geo. D. Rodgers.
Commissioner.

GT:MG

Choc. M. Fr. 432

Fred Douglas Smith

M. Fr. 432

432

MINOR ENROLLMENT

ENROLLMENT

CHOCTAW FREEDMAN

Fred Douglas Smith

ACT OF CONGRESS APPROVED APRIL 26, 1900

432

Muskogee, Indian Territory, January 22, 1907.

Dixie Smith,

Wynnewood, Indian Territory.

Dear Sir:

In the matter of the application for the enrollment of your child, Fred Douglas Smith, as a Choctaw freedman under the Act of Congress approved April 26, 1906, as amended by the Act of June 21, 1906, you are advised that it will be necessary that you furnish this office with a new affidavit of the mother to the birth of this child. It appears that the mother is unable to write and that in the affidavit heretofore forwarded her signature appears by mark but it was witnessed by only one person. Signatures by mark must be witnessed by two disinterested persons who can sign their own names.

You are also requested to furnish this office with evidence of your marriage to Susie Smith, the mother of this child, and the best evidence of this marriage will be the original or a certified copy of the marriage license and certificate.

There is enclosed herewith a new blank which you are requested to have properly executed at once and return the same promptly so that it will reach this office prior to January 26,

D.C. No.

1897.

This matter should receive your most prompt attention and your neglect or failure to furnish the required proofs in time may deprive your child of such rights to enrollment as a Choctaw freedman as he may have.

Respectfully,

Commissioner.

B.C.

17-NB-432

Muskogee, Indian Territory, January 31, 1907.

Dixie Smith,

Wynnewood, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Susie Smith and Malina Kemp to the birth of Frederick Douglas Smith, child of Dixie Smith and Susie Smith, February 9, 1904; also affidavits of Dixie Smith, Adeline Collins, Malina Kemp and Susie Smith to the marriage of Dixie Smith and Susie Fisher, and the same have been filed in the matter of the enrollment of your child, Frederick Douglas Smith.

Respectfully,

Commissioner.

fee

159

IN RE
Application for Enrollment of
MINOR CHILD

Act of Congress Approved
April 26, 1906.

Frederick Douglass Smith.....

as a citizen of

Choctaw.....

Nation.

Approved..... *FEB 8* 1907..... 190...

[Signature]
Commissioner.

Sat 7 Ranch

Feb 9, 1904

JAN

*original appli
cation received*

17-1113432 July 23, 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Frederick Douglas Smith, born on the 9th day of February, 1904.
(Here insert name of child)
Name of Father: Dixie Smith a citizen of the Choctaw Nation.
Name of Mother: Susie Smith a citizen of the Chickasaw Nation.
Tribal enrollment of father: Choctaw Tribal enrollment of mother: Chickasaw
Postoffice: Wynnewood Indian Territory

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Southern District.

I, Susie Smith, on oath state that I am Thirty-eight
years of age and a citizen by Frederick of the Chickasaw Nation;
that I am the lawful wife of Dixie Smith, who is a citizen, by
Adoption of the Choctaw Nation; that a male child was
(Male or Female)
born to me on 9th day of February, 1904; that said child has been named
Frederick Douglas Smith and was living March 4, 1906.

Susie her mark Smith

WITNESSES TO MARK:

[Must be Two
Witnesses]

E. E. Norvell

Julius Dan

Subscribed and sworn to before me this 25th day of January, 1907.

J. A. Hubert

Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Southern District.

I, Malina Kemp, a Midwife, on oath state that I
attended on Susie Smith, wife of Dixie Smith,
on the 9th day of February, 1904; that there was born to her on said date a male
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named Frederick Douglas
Smith.

Malina her mark Kemp

WITNESSES TO MARK:

[Must be Two
Witnesses]

E. E. Norvell

Julius Dan

Subscribed and sworn to before me this 25th day of January, 1907.

J. A. Hubert

Notary Public

Affidavit as to
Marriage of
Dixie Smith
and
Susie Smith

By Dixie Smith

NOTARY PUBLIC
COMMISSIONER TO THE CIVILIZED TRIBES

FILED

JAN 28 1907

COMMISSIONER

UNITED STATES OF AMERICA
INDIAN TERRITORY
Southern District.

Dixie Smith, being first duly sworn deposes and says:- My name is Dixie Smith, my age forty-four years, my occupation, farmer and my postoffice Wynnewood, Indian Territory.

On January 5th. 1882, one mile north of Wynnewood, in the Chickasaw Nation, Indian Territory I was married to Miss Susie Fisher, my present wife, Susie Smith. Revt. Cap Harper, a Baptist Minister performed the ceremony, there being present, Malina Kemp, Adaline Collins, John Kemp, Lizzie Douglass, Ella Love Missie Hendersn and perhaps others that I don't now recall. Revt. Cap Harper is dead, died several years ago.

I make this affidavit in the place of license, as there were no license for marriage in this nation at that time. Said Susie Smith my present wife is the mother of Frederick Douglass Smith for whom application is made for enrollment as Choctaw.

Dixie Smith

Subscribed and sworn to before me this the 25th day of January, 1904

J. M. Wheeler
Notary Public.

Affidavit to Marriage
of
Dexie Smith
and
Susie Smith

by Susie Smith

COMMISSIONER

JAN 28 1901

COMMISSIONER.

UNITED STATES OF AMERICA
INDIAN TERRITORY
Southern District.

Susie Smith, being duly sworn deposes and says:- My name is Susie Smith, my age 38 years, my postoffice, Wynnewood, Chickasaw nation Indian Territory. I am the wife of Dixie Smith, and was married to him on the 5th day of January, 1882 at my father house, about a mile north of Wynnewood, in the Chickasaw Nation, Indian Territory. My name before marriage was Susie Fisher. Revt. Cap Harper, A baptist preacher, performed the ceremony, making us man and wife. We had no license, for the reason that there were no license to marry in this nation at that time as there is now. Revt. Cap Harper, the man who married us, is now dead, having died several years ago.

I am now living with my husband Dixie Smith and have continuously since our marriage as above set out.

W. H. Fisher } *Witness*
to check

Susie ^{his} Smith
mark

Subscribed and sworn to before me this the 25th day of January, 1907.

J. W. Huber
Notary Public.

Affidavit to Marriage
7

Dixie Smithe

^{and}
Susie Smithe

by Adeline Collins

RECORDED & INDEXED
COMM. TO THE U.S. CIVIL SERVICE

JAN 28 1903

JAN 28 1903

RECORDED & INDEXED
COMM. TO THE U.S. CIVIL SERVICE

UNITED STATES OF AMERICA
INDIAN TERRITORY
Southern District

Adaline Collins being first duly sworn deposes and says:-
My name is Adaline Collins, my age about fifty years old, don't know my exact age, my postoffice Wynnewood, Indian Territory.

I know of my own personal knowledge that Dixie Smith was married to Susie Fisher, near Wynnewood, in the Chickasaw Nation, Indian Territory, on the 5th. day of January, 1882, at the residence of Bill Fisher. I was present at said marriage, and Rev. Cap Harper performed the ceremony.

Said Dixie Smith and Susie Smith his wife have lived together ever since and are now living together near Wynnewood, I.T.

There was present at said wedding quite a number of persons among whom was John Kemp, Lizzie Douglas Malina Kemp, and others.

John Kemp } *Adaline Collins*
Lizzie Douglas Malina Kemp }
Subscribed and sworn to before me this the 25th day of January, 1907.

J. M. Lamb
Notary Public.

Affidavit to Marriage
Dixie Smith
and
Susie Smith

by Malina Kemp.

WESTERN LOWLAND
COMMISSIONER TO THE CIVIL AND CRIMINAL

JAN 28 1907

COMMISSIONER

UNITED STATES OF AMERICA
INDIAN TERRITORY
Southern District.

Malina Kemp being duly sworn deposes and says:- My name is Malina Kemp, my age 75 years, my postoffice Wynnewood, Indian Territory.

I am personally and well acquainted with Dixie Smith and his wife Susie Smith who was a Fisher before she married Dixie Smith. I was present at the Marriage of said Dixie Smith to said Susie Fisher which took place on the 5th/ day of January, 1882 at the residence of Bill Fisher about a mile from Wynnewood, in the Chickasaw Nation Indian Territory; The Minister who married them was named Revt. Cap Harper, who is now dead. He died several years ago.

There were present quite a number of people among whom were Ella Love Missie Henderson, John Kemp, Lizzie Douglas Adaline Collins and others I don't now recall.

Said Dixie Smith and Susie Smith have lived together ever since said marriage and are now living together near me.

Malina Kemp
Subscribed and sworn to before me this the 25th day of January, 1907.

Notary Public.

I N R E

Application for Enrollment of

Official Edition

to provide for the needs of the community.

Yotitret nabit , noroma so ead? bolnno . joltatit treditio?

5061, 1946 to 1948. This and an oval of more has been introduced.

...and not only that but also
...of the same kind

[illegible]

• TOHOTO TAIHAI. SOHAI TO HAIHAI BOHAI
• TOHOTO TAIHAI. SOHAI TO HAIHAI BOHAI

JUL 23 1906

Department of the Interior,

Commission to the Five Civilized Tribes.

According to Act of Congress of April 26th., 1906.

In re application for enrollment as a Freedman of the
Chickasaw Nation, of Fred Douglas Smith
Born on the 9th. day of Feby. 1904.

Name of Father Dixie Smith

Freedman
a ~~XXXXXX~~ of the

Chootaw Nation.

Name of Mother Susie Smith

a Freedman of the

Chickasaw Nation.

Pestaffice, Wynnewood, I. T.

Affidavit of Mother:

United States of America, Indian Territory.

Southern District.

I Susie Smith

do oath state that I am

Thirty Six

years of age and a Freedman of the

Chickasaw

Nation; that I am the lawful wife of Dixie Smith

who is a Freedman of the Chootaw

Nation; that

a male

child was born to me on the 9th. day of

Feby.

1904, that ^{said} child has been named Fred Douglas Smith

and was living March the 4th., 1906.

Witnesses, to mark.

Frank Robinson

Susie L. Smith
Wife

Subscribed and sworn to before me this 21st. day of July, 1906.

Frank Robinson
Notary Public.

Affidavit of attending physician or Midwife.

United States of America, Indian Territory.
Southern District.

I, Lena Kemp, do oath state, that I ~~XXXX~~ attended on Mrs.

Susie Smith

wife of Dixie Smith

on the 9th. day of Feby.. 1904 that there was born to her

on said date, a male child; that said child was living

March the 4th., 1906, and is said to have been named Fred Douglas Smith

Witnesses to mark.

Frank Robinson

B. Bailey

Subscribed and sworn to before me
this 21st. day of July, 1906.

Frank Robinson
Notary Public.

Choc. M. Fr. 433

Rasaphelt Butler

M. Fr. 433

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

Rosaphelt Butler

6

REFUSED. Feb 11 1907

Record Forwarded Department Feb 11 1907

Action Approved By Secretary of Interior
Mar 2 1907Notice of Departmental Action Forwarded
Attorneys For Choctaw And Chickasaw
Nations Apr 4 1907Notice of Departmental Action Mailed
Applicant Apr 4 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

Muskogee, Indian Territory, September 27, 1906.

Ed Butler,

Shawneetown, Indian Territory.

Dear Sir:

There have been received at this office affidavits of Lettie Butler and Rose Graham to the birth of Rasaphelt Butler child of Ed and Lettie Butler, March 2, 1905.

You will be notified of such action as is taken in regard to the affidavits to the birth of this child.

Respectfully,

Commissioner.

17-NB-433

Muskogee, Indian Territory, February 16, 1907.

Ed Butler,

Shawneetown, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of February 11, 1907, in which you state that it was impossible for you to appear when notified in the matter of the enrollment of your child as you were ill and you ask when you shall appear.

In reply to your letter you are advised that the application for the enrollment of your child Rosaphelt Butler is now receiving consideration and when a decision is reached you will be notified of the action taken therein.

Respectfully,

Commissioner.

NB#433 100

IN RE

Application for Enrollment of

MINDIE CHILD

Act of Congress Approved

April 20, 1906.

.....Resaphelt Butler.....

as a citizen of

CHOCTAW FREEDMAN

..... Nation.

Approved..... 190...

.....
Commissioner.

17-381
NB#433

JUL 26 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN AN APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Rasaphelt Butler (Here insert name of child), born on the 2 day of March, 1905
Name of Father: Ed Butler, a citizen of the Choctaw Nation.
Name of Mother: Lettie Butler, a citizen of the Choctaw Nation.
Tribal enrollment of father: Choc. Freedman Tribal enrollment of mother: Choc. Freedman
Postoffice: Shawneetown, I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Central District.

I, Lettie Butler, on oath state that I am, 44
years of age and a citizen by Adoption, of the Choctaw Nation;
that I am the lawful wife of Ed Butler, who is a citizen, by
of the Choctaw Nation; that a male child was
(Male or Female)
born to me on 2 day of March, 1905; that said child has been named
Rasaphelt Butler and was living March 4, 1906.
her
Lettie X. Butler
mark

WITNESSES TO MARK:

[Must be Two Witnesses] { Nina Shoals
Smithie Tomson

Subscribed and sworn to before me this 24 day of July, 1906.

(SEAL)

Sam L. Wright
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Central District.

I, Rose Graham, a midwife, on oath state that I
attended on Lettie Butler, wife of Ed Butler,
on the 2 day of March, 1905; that there was born to her on said date a male
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named
Rasaphelt Butler

Rose Graham

WITNESSES TO MARK:

[Must be Two Witnesses] { Nina Shoals
Smithie Tomson

Subscribed and sworn to before me this 24 day of July, 1906.

(SEAL)

Sam L. Wright

Notary Public.

(copy)

19-381

Muskogee, Indian Territory, December 1, 1906.

Ed Butler,

Shawnee, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on July 26, 1906, for the enrollment of your child, Rasmholt Butler, as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your above named child prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

17-ND-433
S.E.F.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Rasaphelt Butler as a Choctaw freedman.

-: D E C I S I O N :-

It appears from the record herein that on July 26, 1906, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Rasaphelt Butler as a Choctaw freedman.

It appears from the record herein and from the records of this office that Rasaphelt Butler was born March 2, 1905; that he is the son of Ed Butler whose name appears opposite number 605 on the final roll of Choctaw freedmen approved by the Secretary of the Interior March 6, 1903, and of Lettie Butler whose name appears opposite number 2897 on the final roll of Choctaw freedmen approved by the Secretary of the Interior June 11, 1903; that the mother of said applicant and the attending midwife, Rose Graham, executed their respective affidavits to the birth of said applicant July 24, 1906.

It further appears from the record herein that on December 1, 1906, Ed Butler, the father of said applicant, was duly notified that if he claimed that any application had been made for the enrollment of said applicant as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), he should appear before the Choctaw Land Office at Atoka, Indian Territory, at any time prior to January 1, 1907, for the purpose of giving testimony relative to the submission of such application within the required time but it does not appear that any appearance was made in response thereto.

It does not appear from the records of this office that any application of any nature whatsoever was ever made for the enrollment of said applicant as a Choctaw freedman prior to July 26, 1906.

Section two of the Act of Congress approved April 26, 1906 (34 Stats., 137), provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allowances shall be made to children so enrolled".

I am of the opinion that inasmuch as application was not made for the enrollment of Rasaphelt Butler as a Choctaw freedman

26.

within the time limited by the provisions of the above Act, I am without authority to receive or consider any application for his enrollment as such, and that therefore, I should decline to receive or consider the same, and so is so ordered.



Commissioner,

Muskogee, Indian Territory.

FEB 11 1907

17-MB-433

COPY

Muskogee, Indian Territory, February 11, 1907.

Ed Butler,

Shawneetown, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 11, 1907, declining to receive or consider the application for the enrollment of Eneaphelt Butler as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *James B. Dyer*

Commissioner.

Registered.

Incl. 17-MB-433

17-WB-433

COPY

Muskogee, Indian Territory, February 11, 1907.

Wansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 11, 1907, declining to receive or consider the application for the enrollment of Sasaphalt Butler as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tams Birby*

Commissioner.

Incl. 17-WB-433

COPY
Muskogee, Indian Territory, February 11, 1907 .

The Honorable,

The Secretary of the Interior:

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Emphelt Butler as a Choctaw freedman, including the decision of the Commissioner to the Five Civilized Tribes, dated February 11, 1907, declining to receive or consider said application.

Respectfully,

SIGNED *James D. Barry*

Commissioner.

2 Incl.

Through the
Commissioner of Indian Affairs.

DEPARTMENT OF THE INTERIOR,

WASHINGTON.

S.C. 18482-1907.
 I.T.D. 5762, 5763, 5764, 5765, 5766-1907.
 5762, 5766, 5767, 5768, 5769- "
 5770, 5771, 5772, 5773, 5774- "
 5775, 5776, 5777, 5778, 5779- "
 5780, 5781, 5782, 5783, 5784- "
 5785, 5786, 5787, 5788, 5789- "
 5790, 5791, 5792, 5793, 5794- "
 5795, 5796, 5797, 5798, 5799- "

March 2, 1907.

MEMO

DIRECT.

Commissioner to the Five Civilized Tribes,

Washington, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed.

Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of Case.	Date of your letter of transmittal.
John W. Betts, et al.	June 19, 1906,
Rachel Dyer,	December 20, 1906,
Mary E. Price, (intermarriage)	February 14, 1907,
Ella Horn, et al. (freedmen)	February 14, 1907,
James E. Mahardy, (freedman)	February 14, 1907,
Andy Cotton, (freedman)	February 14, 1907,
Oscar L. Stone, (intermarriage)	February 14, 1907,
Archie Newton, et al. (freedmen)	February 14, 1907,
Charlotta McCurtain, (intermarriage)	February 14, 1907,
Cleoric Phillips,	February 14, 1907,
Rasaphelt Butler, (freedman)	February 11, 1907,
Lewis Bird Springs, (freedman)	February 7, 1907,
Rutha Green, (freedman)	February 11, 1907,

Title of case.

**Date of year
letter of transmittal.**

Sam Stewart (freedman)	February 21, 1907.
John Freeman, et al. (freedman)	January 26, 1907.
Myree Danglefield, et al. (freedman)	January 26, 1907.
Linder Harlan (freedman)	February 13, 1907.
Frieda Lucas, et al. (Miss. Choc.)	February 12, 1907.
Ines Crunk, et al. (Miss. Choc.)	February 12, 1907.
Maggie Cotton (freedman)	February 8, 1907.
William F. Cook (Miss. Choc.)	February 11, 1907.
Savory Columbus Hunter, et al. (Miss. Choc.)	February 12, 1907.
Augustus Anderson, (freedman)	February 13, 1907.
Albert Wilson, et al. (freedman)	February 13, 1907.
David Hyer	February 13, 1907.
Martina J. Moore, et al.	February 13, 1907.
Will Daniels, et al. (freedman)	December 22, 1906.
Welvina King, et al.	February 14, 1907.
Levi Cornish, et al. (Miss. Choc.)	January 29, 1907.
John Roberts	February 12, 1907.
Joe P. Hunter (Miss. Choc.)	January 25, 1907.
Florence L. Roberts (Miss. Choc.)	February 12, 1907.
	February 12, 1907.

A copy hereof and the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse H. Wilson,

Assistant Secretary.

12 inc. and
64 to Ind. Of.

~~4-7-07.~~
~~1-1-07.~~

Land.
23492-1907

-Copy-

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 27, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from Commissioner Bixby, dated February 11, 1907, transmitting the record relative to the application made on July 26, 1906, for enrollment of Rasaphelt Butler as a Choctaw freedman. On February 11, 1907, the Commissioner held that the applicant was not entitled to enrollment.

The record shows that the applicant was born on March 2, 1905, and is the son of Ed Butler a Choctaw freedman and Lottie Butler a Choctaw freedman.

It does not appear from the record and Commissioner Bixby says that the records of his Office do not show that any application for the enrollment of the applicant was made prior to July 26, 1906.

Under the provisions of the Act of April 26, 1906 (34 Stat. L. 137), the applicant is not entitled to enrollment.

It is therefore recommended that the decision of the Commissioner adverse to the applicant be approved.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

J.P.B.-EL

27-1B-438

Muskogee, Indian Territory, April 4, 1907.

E. Butler,

Hammett, Indian Territory.

Dear Sir:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 11, 1907, declining to receive or consider the application for the enrollment of Esaphelt Butler as a Choctaw freedman.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

17-23-433

Muskogee, Indian Territory, April 4, 1907.

Hansfield, McMurray & Gornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 11, 1907, declining to receive or consider the application for the enrollment of Rasaphelt Butler as a Choctaw freedman.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

Choc. M. Fr. 434

Siras Jeffie Burris

Effie Leona Burris

May Hellen Burris

M. Fr. 434

434

MINOR ENROLLMENT

CHOCTAW FREEDMAN

Siras Jeffie Burris
Effie Leona Burris
May Hellen Burris

Decline to receive Feb 14 1907

Record Forwarded Department Feb 14 1907

Action Approved By Secretary of Interior
Mar 2 1907

Notice of Departmental Action Forwarded
Attorneys For Choctaw And Chickasaw
Nations. Mar 25 1907

Notice of Departmental Action Forwarded
Attorney for Applicant. Mar 25 1907

Notice of Departmental Action Mailed
Applicant. Mar 25 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

434

Muskogee, Indian Territory, September 25, 1906.

Nathan M. Burris,
Eagletown, Indian Territory.

Dear Sir:-

There have been received at this office affidavits of Emma Burris and Marthen Burris to the birth of Siras Jeffie Burris, Effie Lena Burris and May Hellen Burris, children of Nathan M. and Emma Burris, March 16, 1901, June 28, 1903 and December 20, 1905, respectively.

You will be notified of the action taken upon these affidavits.

Respectfully,

Commissioner.

IN RE

Application for Enrollment of
INFANT CHILD

Lucas Jeffrie Burris
as a citizen of

Nation

Approved..

190

Commissioner.

July 26. 1906

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES. *Copy*

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the *Fremont Choctaw* Nation,
of *Siras Jeffie Burris*, born on the *16* day of *March*, 1901
(Write last name of child.)
Name of Father: *Nathan M. Burris* a citizen of the *Fremont Choctaw* Nation.
Name of Mother: *Emma Burris* a citizen of the *Fremont Choctaw* Nation.

Postoffice

Eaglestown S. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
Central DISTRICT.

I, *Emma Burris*, on oath state that I am *32*
years of age and a citizen by *Fremont* of the *Choctaw* Nation;
that I am the lawful wife of *Nathan M. Burris*, who is a citizen, by
Fremont of the *Choctaw* Nation; that a *male* child was
(Male or Female.)
born to me on *16* day of *March*, 1901; that said child has been named
Siras Jeffie Burris, and is now living.

WITNESSES TO MARK:

(Seal)

(Must be Two
Witnesses.)*Emma Burris*

Subscribed and sworn to before me this *24* day of *July*, 190*6*.

Scott Gardner

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MID-WIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
Central DISTRICT.

I, *Marthen Burris*, a *Granger*, on oath state that I
attended on Mrs. *Emma Burris*, wife of *Nathan M. Burris*
on the *16* day of *March*, 1901; that there was born to her on said date a *male*
(Male or Female.)
child; that said child is now living and is said to have been named *Siras Jeffie Burris*.

WITNESSES TO MARK:

(Seal)

(Must be Two
Witnesses.)*Hardy Polk**Volmer Brown**Marthen X Burris*
mark

Subscribed and sworn to before me this *24* day of *July*, 190*6*.

Scott Gardner

Notary Public.

My Commission Expires May 31, 1914

IN RE

Application for Enrollment of
INFANT CHILD

Effie Leona Burris
as a citizen of

Choctaw Nation
Choctaw Freedman

Approved

190

Commissioner.

July 26, 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES. *Copy*

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Freeman Choctaw Nation,
of Effie Leona Burris (Here insert name of child.) born on the 28 day of June, 1903
Name of Father: Nathan M. Burris a citizen of the Freeman Choctaw Nation.
Name of Mother: Emma Burris a citizen of the " " Nation.
Postoffice Eagletown, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
Central DISTRICT.

I, Emma Burris, on oath state that I am 32
years of age and a citizen by Freeman of the Choctaw Nation;
that I am the lawful wife of Nathan M. Burris, who is a citizen, by
Freeman of the Choctaw Nation; that a female child was
(Male or Female.)
born to me on 28 day of June, 1903, that said child has been named
Effie Leona Burris, and is now living.

WITNESSES TO MARK:

(Seal)
(Must be Two
Witnesses.)

Subscribed and sworn to before me this 24 day of July, 1906.
Scott Gardner
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MID-WIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
Central DISTRICT.

I, Marthen Burris, a Graney, on oath state that I
attended on Mrs. Emma Burris wife of Nathan M. Burris
on the 28 day of June, 1903, that there was born to her on said date a female
(Male or Female.)
child; that said child is now living and is said to have been named Effie Leona Burris
Marthen x Burris
mark

WITNESSES TO MARK:

(Seal)
(Must be Two
Witnesses.)

Subscribed and sworn to before me this 24 day of July, 1906.
Scott Gardner
Notary Public.

My Commission Expires May 31, 1910

IN RE

Application for Enrollment of
INFANT CHILD*May Helen Burris*

as a citizen of

Choctaw Nation
Choctaw Friedman

Approved

190

Commissioner.

July 26. 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES. *Copy.*

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Freeman Choctaw Nation,
of May Helen Burris, born on the 20 day of Dec, 1905
(Here insert name of child.)
Name of Father: Nathan M. Burris a citizen of the Freeman Choctaw Nation.
Name of Mother: Emma Burris a citizen of the " " Nation.
Postoffice: Capetown S. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
Central DISTRICT.

I, Emma Burris, on oath state that I am 32
years of age and a citizen by Freeman, of the Choctaw Nation;
that I am the lawful wife of Nathan M. Burris, who is a citizen, by
Freeman, of the Choctaw Nation; that a female child was
(Male or Female.)
born to me on 20 day of Dec, 1905; that said child has been named
May Helen Burris, and is now living.

WITNESSES TO MARK:

(Seal)

(Must be Two Witnesses.)

Subscribed and sworn to before me this 24 day of July, 1906.

Scott Gardner
my Commission Expires May 31, 1910

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MID-WIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
Central DISTRICT.

I, Marthen Burris, a Graney, on oath state that I
attended on Mrs. Emma Burris, wife of Nathan Burris
on the 20 day of Dec, 1905; that there was born to her on said date a female
(Male or Female.)
child; that said child is now living and is said to have been named May Helen Burris

WITNESSES TO MARK:

(Seal)

(Must be Two Witnesses.)

Subscribed and sworn to before me this 24 day of July, 1906.

Harley Palk
Salman Brown

Scott Gardner
Notary Public.

(copy)

17-292

Wuskogee, Indian Territory, December 1, 1906.

Nathan Burris,

Wagleson, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on July 26, 1906, for the enrollment of your children, Siras Effie, Effie Deona and May Hellen Burris, as Choctaw freedmen.

you are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906 are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your children above named prior to July 25, 1906 you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

17-WB-434
S.B.F.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Siras Jeffie Burris, Effie Leona Burris, and May Hellen Burris as
Choctaw freedmen.

-: D E C I S I O N :-

It appears from the record herein that on July 26, 1906, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Siras Jeffie Burris, Effie Leona Burris, and May Hellen Burris as Choctaw freedmen.

It further appears from the record herein and from the records of this office that Siras Jeffie Burris, Effie Leona Burris, and May Hellen Burris were born March 16, 1901, June 28, 1903, and December 20, 1905, respectively, and that they are the children of Nathan M. Burris whose name appears as Nathan Purris opposite No. 483 upon the final roll of Choctaw freedmen approved by the Secretary of the Interior March 6, 1903, and Emma Burris whose name appears opposite No. 484 upon the final roll of Choctaw freedmen approved by the Secretary of the Interior March 6, 1903.

It further appears from the record herein that on December 1, 1906, Nathan Burris, the father of said applicants, was duly notified that if it was claimed that any application had been made for the enrollment of said applicants as Choctaw freedmen within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), he should appear before the Choctaw Land Office at Atoka, Indian Territory, at any time prior to January 1, 1907, for the purpose of giving testimony relative to the submission of such application within the required time, but it does not appear from the records of this office that any appearance was made in response thereto.

It does not appear from the records of this office that any application of any nature whatsoever was ever made for the enrollment of said applicants as Choctaw freedmen prior to July 26, 1906.

Section two of the Act of Congress approved April 26, 1906 (34 Stats., 137), provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enroll-

17-57-124

ment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled".

I am of the opinion that inasmuch as application was not made for the enrollment of Siras Jeffie Burris, Effie Leona Burris, and May Hellen Burris as Choctaw freedmen within the time limited by the provisions of the above Act, I am without authority to receive or consider any application for their enrollment as such, and that therefore, I should decline to receive or consider the same, and it is so ordered.



Commissioner.

Muskogee, Indian Territory.

FEB 14 1907

17-KB-434.

COPY

Muskogee, Indian Territory, February 14, 1907.

Nathan Burris,

Bagletown, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 14, 1907, declining to receive the application for the enrollment of Biras Jeffie Burris, Effie Leona Burris, and May Hellen Burris as Choctaw freedmen.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tams Bixby*

Commissioner.

Registered
Incl. 17-KB-434.

17-MB-434

COPY.

Muskogee, Indian Territory, February 14, 1907.

Mansfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 14, 1907, declining to receive the application for the enrollment of Siras Jeffie Burris, Effie Leona Burris, and May Hellen Burris as Choctaw freedmen.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED

Tamc Bixby

Commissioner.

Incl. 17-MB-434.

COPY.

Muskogee, Indian Territory, February 12, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Siras Jeffie Burris, Effie Leona Burris, and May Hellen Burris as Choctaw freedmen, including the decision of the Commissioner to the Five Civilized Tribes, dated February 14, 1907, declining to receive said application.

Respectfully,

SIGNED *Tamm Birby*
Commissioner.

2 Incl. 17-NB-434.

Through the
Commissioner of Indian Affairs.

J.P.

DEPARTMENT OF THE INTERIOR,

D.C. 12335-1907.

WASHINGTON.

O.K.

I.T.D.

6136, 6138, 6175, 6178,
6186, 6202, 6218, 6222,
6234, 6240, 6256, 6258,
6264, 6268, 6270, 6292,
6294, 6298, 6534--1907.

March 2, 1907.

L.H.S.

DIRECT.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases,
adverse to the applicants, are hereby affirmed. Copies of
Indian Office letter, submitting your reports and recommending
that the decisions be affirmed, are enclosed:

Title of Case.	Date of Your Letter of Transmittal.
Robert Ward and Willie Ward (Freedmen),	February 12, 1907.
Jana Robinson (Freedman),	February 12, 1907.
Anderson Gilbert (Freedman),	February 16, 1907.
Esther Butler (Freedman),	February 13, 1907.
Aaron Hunter and Rosetta Hunter, (Freedmen.)	February 13, 1907.
Cornelius Hyatt, Jr.	February 14, 1907.
Vivian Virginia Murphy and Edith M. Murphy,	February 14, 1907.
Naemie and Murney McNeely,	February 14, 1907.
Siras Jeffie Burris et al. (Freedmen),	February 14, 1907.
Solomon Wilson, Jr. (Freedman),	February 12, 1907.
Gus Willis (Freedman),	February 14, 1907.
Leeana and Fannie Robinson (Freedmen),	February 14, 1907.
Mary Butler (Freedman),	February 14, 1907.
Leeguster Shoals (Freedman),	February 14, 1907.
Green Butler (Freedman),	February 13, 1907.
Robert McAfee (Freedman),	February 14, 1907.
Limie McKinney (Freedman),	February 14, 1907.
William Fay and Lona Otto Nelson,	February 16, 1907.
John Henry and Fred Daniels (Freedmen),	February 12, 1907.

-2-

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse M. Wilson.

19 inc. and 3 inc. to
Ind. Of.

Assistant Secretary.

W.C.F. 3/3/07.

Refer in reply to the
following:

(COPY)

D.C. 12635-1907. DEPARTMENT OF THE INTERIOR,

Land
16315-1907.

OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 23, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from Commissioner Bixby dated February 14, 1907, concerning the application of Siras Jeffie Burris, Effie Leona Burris, and May Hellen Burris, for enrollment as Choctaw freedmen. On February 14, 1907, the Commissioner held that the applicants were not entitled to enrollment. The record in the case has been examined and it is believed that the commissioner's decision is correct. Its approval is recommended.

Very respectfully,

O. F. Larrabee,

Acting Commissioner.

GAW-GH.

17-HB-434

Muskogee, Indian Territory, March 23, 1907.

Nathan Burris,

Adelphi, Indian Territory.

Dear Sir:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 14, 1907, declining to receive the application for the enrollment of Siras Jemie Burris, Effie Leona Burris and May Hellen Burris as Choctaw freedmen.

Respectfully,

Commissioner.

17-12-434

Indian Territory, March 26, 1907.

Mansfield, McMurray & Gernish,

Attorneys for Creek and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 14, 1907, declining to receive the application for the enrollment of Siras Jeffie Burris, Effie Leona Burris and May Hellen Burris as Choctaw freedmen.

Respectfully,

Commissioner.

Choc. M. Fr. 435

Esther Butler

M. Fr. 435

435

MINOR ENROLLMENT
CHOCTAW FREEDMAN

'Esther Butler

Decline to receive Feb 13 1907

Copy of Decision Forwarded Attorneys
For Choctaw and Chickasaw Nations.
Feb 13 1907

Record Forwarded Department. Feb 13 1907

Action Approved By Secretary of Interior
Mar 2 1907

Notice of Departmental Action Mailed
Applicant Mar 23 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

435

Muskogee, Indian Territory, September 25, 1906.

Solomon Butler,

Lenton, Indian Territory.

Dear Sir:

There has been received at this office affidavit of
Kittie Butler to the birth of Esther Butler child of Solomon
and Kittie Butler, February 5, 1905.

You will be notified of such action as is taken in re-
gard to the affidavit to the birth of this child.

Respectfully,

Commissioner.

NEW BORN AFFIDAVIT.

CHOCTAW : ENROLLING : COMMISSION.

IN THE MATTER OF THE APPLICATION FOR ENROLLMENT, as a
citizen of the Choctaw Nation, of Esther Butler. Name of father:
Solomon Butler a citizen of United States Nation; Final Enrollment
No.----- Name of Mother: Kitter Butler freedman a citizen of
Choctaw Nation; Final Enrollment No. -----

Postoffice Lenton, I.T.

AFFIDAVIT OF MOTHER

UNITED STATES OF AMERICA }
INDIAN TERRITORY. }

Central District }

I, Kittie Butler, on oath state that I am 30 years of age
and a citizen by adoption of the Choctaw Nation, and as such have
been placed upon the final roll of the Choctaw Nation, by the Hon-
orable Secretary of the Interior my final enrollment number being
-----; that I am the lawful wife of Solomon Butler, who is a
citizen of the United States and as such has been placed upon the
final roll of the said Nation by the Honorable Secretary of the
Interior, his final enrollment number being-----and that a female
child was born to me on the 5 day of February 1906; that said child
has been named Esther Butler and is now living.

Kitty Butler

WITNESSETH:

Must be two) L. G. Rucker
Witnesses who)
are citizens) A.N. Bradshaw

Subscribed and sworn to before me this 25 day of July 1906
T.W. Yates

Notary Public

My Commission expires April 22, 1907.

NB#435

IN THE MATTER OF THE BIRTH OF

Esther Butler

CHOCTAW FREEDMEN

Choctaw Commission No.

17-469
NB#435

JUL 26, 1906.

(copy)

17-469

Muskogee, Indian Territory, December 1, 1906.

Kitty Butler,

Lenton, Indian Territory.

Dear Madam:

It appears from the records of the Commissioner that an application was received at this office on July 26, 1906, for the enrollment of your child, Esther Butler, as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your child, above named, prior to July 25, 1906 you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

17-WB-436
S.E.F

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Esther Butler as a Choctaw freedman.

-: D E C I S I O N :-

It appears from the record herein that on July 26, 1906, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Esther Butler as a Choctaw freedman.

It appears from the record herein and from the records of this office that Esther Butler was born February 5, 1905; that she is the daughter of Solomon Butler, a non-citizen, and of Kitty Butler whose name appears opposite number 1017 on the final roll of Choctaw freedmen approved by the Secretary of the Interior March 6, 1903, and that the mother of said applicant executed her affidavit to the birth of said applicant July 25, 1906.

It further appears from the record herein that on December 1, 1906, Kitty Butler was duly notified that if it was claimed that any application had been made for the enrollment of said applicant as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), she should appear before the Choctaw Land Office at Atoka, Indian Territory, at any time prior to January 1, 1907, for the purpose of giving testimony relative to the submission of such application within the required time, but it does not appear from the records of this office that any appearance was made in response thereto.

It does not appear from the records of this office that any application of any nature whatsoever was ever made for the enrollment of said applicant as a Choctaw freedman prior to July 26, 1906.

Section two of the Act of Congress approved April 26, 1906 (34 Stats., 137), provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled".

I am of the opinion that inasmuch as application was not made for the enrollment of Esther Butler as a Choctaw freedman with-

52

in the time limited by the provisions of the above Act, I am without authority to receive or consider any application for her enrollment as such, and that therefore, I should decline to receive or consider the same, and it is so ordered.



Commissioner.

Muskogee, Indian Territory.

FEB 13 1907

17-NB-435

COPY
Muskogee, Indian Territory, February 13, 1907.

Solomon Butler,
Lenton, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 13, 1907, declining to receive or consider the application for the enrollment of Esther Butler as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED: *Tamm Bixby*

Commissioner.

Registered.

Incl. 17-NB-435

17-WB-435

COPY
Wuskogee, Indian Territory, February 13, 1907.

Mansfield, McMurray & Cornish,
Attorneys for the Choctaw and Chickasaw Nations.
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 13, 1907, declining to receive or consider the application for the enrollment of Esther Butler as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Jame Bixby*

Commissioner.

Incl. 17-WB-435

COPY

Muskogee, Indian Territory, February 13, 1907.

The Honorable,

The Secretary of the Interior:

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Nether Butler as a Choctaw freedman, including the decision of the Commissioner to the Five Civilized Tribes, dated February 13, 1907, declining to receive or consider said application.

Respectfully,

SIGNED *James Bixby*

Commissioner.

2 Incl.

Through the
Commissioner of Indian Affairs.

..P.

DEPARTMENT OF THE INTERIOR,

D.C. 12635-1907. WASHINGTON. O.C.

I.T.D.

6136, 6138, 6176, 6178,
6186, 6202, 6218, 6222,
6234, 6240, 6256, 6258,
6264, 6268, 6270, 6292,
6294, 6298, 6534-1907.

FEB 1, 1907.

L ES.

DIRECT.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases, adverse to the applicants, are hereby affirmed. Copies of Indian Office letters, submitting your reports and recommending that the decisions be affirmed, are enclosed:

Title of Case.

Date of your
Letter of Transmittal.

Robert Ward and Willie Ward (Freedmen),	February 12, 1907.
Jana Robinson (Freedman),	February 18, 1907.
Anderson Gilbert (Freedman),	February 16, 1907.
Esther Butler (Freedman),	February 15, 1907.
Aaron Hunter and Rosetta Hunter, (Freedmen)	February 13, 1907.
Cornelius Hyatt, Jr.	February 14, 1907.
Vivian Virginia Murphy and	
Edith A. Murphy,	February 14, 1907.
Nannie and Hughie McNeely,	February 14, 1907.
Siras Jeffie Burris et al. (Freedmen),	February 14, 1907.
Solomon Wilson, Jr. (Freedman),	February 12, 1907.
Gus Willis (Freedman),	February 14, 1907.
Leeana and Nannie Robinson (Freedmen),	February 14, 1907.
Mary Butler (Freedman),	February 14, 1907.
Leaguster Shoals (Freedman),	February 14, 1907.
Green Butler (Freedman),	February 13, 1907.
Robert McAfee (Freedman),	February 14, 1907.
Minnie McKinney (Freedman),	February 14, 1907.
William Fay and Lena Otto Nelson,	February 16, 1907.
John Henry and Fred Daniels (Freedmen),	February 12, 1907.

-2-

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse L. Wilson

Assistant Secretary.

19 inc. and 38 inc. to
Ind. Of.

W.C. L. 3/3/07.

Refer in reply to the
following.

(COPY)

D.C. 12635-1907.
Land
15988-1907.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 28, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to invite your attention to the enclosed record of the Commissioner to the Five Civilized Tribes in the matter of the alleged application for the enrollment of Esther Butler as a Choctaw freedman.

The Commissioner in his decision sets out the record concerning the attempted applications for the enrollment of the applicant, and on February 13, 1907, determined that it did not appear from the records of his office that any application of any nature whatsoever had been made for the enrollment prior to July 26, 1906, and for that reason rejected her.

It is evident that no application was made for the enrollment of Esther Butler within the time prescribed by law, and for that reason it is recommended that the decision of the Commissioner be approved.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

EBH-Y.

17-453

Nowatogee, Indian Territory, March 23, 1907.

Solomon Butler,

Lanton, Indian Territory.

Dear Sir:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 13, 1907, declining to receive or consider the application for the enrollment of Esther Butler as a Choctaw Freedman.

Respectfully,

Commissioner.

17-c-B-435

Muskogee, Indian Territory, March 23, 1907.

Manafield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 13, 1907, declining to receive or consider the application for the enrollment of Esther Butler as a Choctaw freedman.

Respectfully,

Commissioner.

Choc. M. Fr. 436

Mary Ella Beckwith

William Henry Beckwith

M. Fr. 436

MINOR

ENROLLMENT

436

CHOCTAW

FREEDMAN

Mary Ella Beckwith
William Henry Beckwith

Decline To receive Feb 14 1907

Copy of Decision Forwarded Applicant
Feb 14 1907

Copy of Decision Forwarded Attorneys
For Choctaw And Chickasaw Nations. Feb 14 1907

Record Forwarded Department Feb. 14 1907

Action Approved By Secretary of Interior.
Mar 2 1907

Notice of Departmental Action Forwarded
Attorneys For Choctaw And Chickasaw
Nations. Mar 25 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

Notice of Departmental Action Mailed
Applicant. Mar 25 1907

436

Muskogee, Indian Territory, September 26, 1906.

Olliver Beckwith,

Boswell, Indian Territory.

Dear Sir:

There have been received at this office affidavits of Frances Beckwith and Manday Beckwith to the birth of Mary Ella Beckwith and William Henry Beckwith children of Olliver and Frances Beckwith, March 7, 1903 and July 7, 1905.

You will be notified of such action as is taken in regard to the affidavits to the birth of these children.

Respectfully,

Commissioner.

17-816

Muskogee, Indian Territory, December 15, 1906.

Oliver Beckwith,
Boswell, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of December 10, stating that you made application for the enrollment of your two children, Mary Ellen and William Henry Beckwith, July 25, 1906, and mailed the same on that date and you ask if it will be worth while to appear at Atoka and make proof in this matter.

In reply you are advised that if you claim application was made for the enrollment of your children, prior to July 25, 1906, you may appear at the Land Office at Atoka, Indian Territory, at any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application. You are advised, however, that this office cannot advise you as to whether you should or should not appear at that place for that purpose.

Respectfully,

Commissioner.

IN RE

Application for Enrollment of
INFANT CHILD*Nathan Henry Beckwith*
as a citizen of*Chateau*
Chateau Friedman Nation.

Approved

190

Commissioner.

July 26. 1906

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw (Freedman) Nation,
of Mary Ella Beckwith, born on the 7th day of March, 1903
(Here insert name of child)
Name of Father: Oliver Beckwith a citizen of the Choctaw Nation.
Name of Mother: Francis Beckwith a citizen of the Choctaw Nation.
Postoffice Boswell I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
Central DISTRICT.

I, Oliver Beckwith, on oath state that I am 28
years of age and a citizen by Intermarriage of the Choctaw Nation;
that I am the lawful wife of Husband of Francis Beckwith deceased, who is a citizen, by
Freedman of the Choctaw Nation; that a Female child was
(Male or Female.)
born to me on 7th day of March, 1903; that said child has been named
Mary Ella Beckwith, and was living March 4, 1906

WITNESSES TO MARK:

(Seal)

(Must be Two Witnesses)

Subscribed and sworn to before me this 24 day of July, 1906.
My Com Exp Jan 2, 1910 E. H. Johnson
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
Central DISTRICT.

I, Amanda Beckwith Midwife, on oath state that I
attended on Mrs. Francis Beckwith (deceased), wife of Oliver Beckwith
on the 7th day of March, 1903; that there was born to her on said date a Female
(Male or Female.)
child; that said child was living March 4, 1906 and is said to have been named Mary Ella Beckwith

WITNESSES TO MARK:

(Must be Two Witnesses)

Subscribed and sworn to before me this 24 day of July, 1906.
My Com Exp Jan 2, 1910 E. H. Johnson
Notary Public.

IN RE

Application for Enrollment of
INFANT CHILD*Mary Ella Beckwith*

as a citizen of

Chocoma Nation.
Chocoma Friedman

Approved

190

Commissioner.

July 26. 1906

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of William Henry Beckwith, born on the 7th day of July, 1905
(Here insert name of child)
Name of Father: Olliver Beckwith a citizen of the Choctaw Nation.
Name of Mother: Frances Beckwith a citizen of the Choctaw Nation.
Postoffice Boswell, S. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
General DISTRICT.

I, Olliver Beckwith, on oath state that I am 28
years of age and a citizen by Intermarried Freedman of the Choctaw Nation;
that I am the lawful wife of Husband of Frances Beckwith deceased, who is a citizen, by
Freedman, of the Choctaw Nation; that a male child was
(Male or Female.)
born to me on 7th day of July, 1905; that said child has been named
William Henry Beckwith, and was living March 4, 1906

WITNESSES TO MARK:

(Seal)
(Must be Two
Witnesses.)

Subscribed and sworn to before me this 1st day of July, 1906.
my Com Exp Jan 2. 1910 G. H. Johnson
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
General DISTRICT.

I, Amanda Beckwith, a midwife, on oath state that I
attended on Mrs. Frances Beckwith, wife of Olliver Beckwith
on the 7th day of July, 1905; that there was born to her on said date a male
(Male or Female.)
child; that said child was living March 4, 1906 and is said to have been named William Henry Beckwith

WITNESSES TO MARK:

(Seal)
(Must be Two
Witnesses.)

Subscribed and sworn to before me this 20 day of July, 1906.

my Com Exp Jan 2. 1910

G. H. Johnson
Notary Public.

17-860

(copy)

Muskogee, Indian Territory, December 1, 1906.

Frances Beckwith,

Boswell, Indian Territory.

Dear Madam:

It appears from the records of the Commissioner that an application was received at this office on July 26, 1906, for the enrollment of your children, Mary Ella and William Henry Beckwith, as Choctaw freedmen.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906 are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your children above named prior to July 25, 1906 you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of

-2-

presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

17-NB-436
S.E.F.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Mary Ella Beckwith and William Henry Beckwith as Choctaw freedmen.

-: D E C I S I O N :-

It appears from the record herein that on July 26, 1906, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Mary Ella Beckwith and William Henry Beckwith as Choctaw freedmen.

It further appears from the record herein and from the records of this office that Mary Ella Beckwith and William Henry Beckwith were born March 7, 1903 and July 7, 1905, respectively, and that they are the children of Oliver Beckwith, a non citizen, and Frances Beckwith whose name appears opposite No. 1844 upon the final roll of Choctaw freedmen approved by the Secretary of the Interior April 8, 1903.

It further appears from the record herein that on December 1, 1906, Frances Beckwith, the mother of said applicants, was duly notified that if it was claimed that any application had been made for the enrollment of said applicants as Choctaw freedmen within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), she should appear before the Choctaw Land Office at Atoka, Indian Territory, at any time prior to January 1, 1907, for the purpose of giving testimony relative to the submission of such application within the required time, but it does not appear from the records of this office that any appearance was made in response thereto.

It does not appear from the records of this office that any application of any nature whatsoever was ever made for the enrollment of said applicants as Choctaw freedmen prior to July 26, 1906.

Section two of the Act of Congress approved April 26, 1906 (34 Stats., 137), provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee or Creek tribes, or have application for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled".

I am of the opinion that inasmuch as application was not

(2)

17-EP-436

Made for the enrollment of Mary Ella Beckwith and William Henry Beckwith as Choctaw freedmen within the time limited by the provisions of the above Act, I am without authority to receive or consider any application for their enrollment as such, and that therefore, I should decline to receive or consider the same, and it is so ordered.



Commissioner.

Muskogee, Indian Territory.

FEB 14 1907

17-NB-436.

COPY.

Muskogee, Indian Territory, February 14, 1907.

Olliver Beckwith,

Boswell, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 14, 1907, declining to receive the application for the enrollment of Mary Ella Beckwith and William Henry Beckwith as Choctaw freedmen.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tams Dixby*

Commissioner.

Registered
Incl. 17-NB-436.

17-NB-436

COPY.

Muskogee, Indian Territory, February 14, 1907.

Wassfield, McMurray & Cernish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 14, 1907, declining to receive the application for the enrollment of Mary Ella Beckwith and William Henry Beckwith as Choctaw freedmen.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tams Bixby*

Commissioner.

Incl. 17- NB-436.

COPY.

Muskogee, Indian Territory, February 14, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Mary Ella Beckwith and William Henry Beckwith as Choctaw freedmen, including the decision of the Commissioner to the Five Civilized Tribes, dated February 14, 1907, declining to receive said application.

Respectfully,

SIGNED *Tamo Dixey*

Commissioner.

2 Incl. 17-NB-436

Through the
Commissioner of Indian Affairs.

17-NB-48

Muskogee, Indian Territory, March 25, 1907.

Olliver Beckwith,

Boswell, Indian Territory.

Dear Sir:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 14, 1907, declining to receive or consider the application for the enrollment of Mary Ella Beckwith and William Henry Beckwith as Choctaw freedmen.

Respectfully,

Commissioner.

17-1B-406

Muskogee, Indian Territory, March 25, 1907.

Mansfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 14, 1907, declining to receive or consider the application for the enrollment of Mary Ella Beckwith and William Henry Beckwith as Choctaw freedmen.

Respectfully,

Commissioner.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

JP
S.P.

I.T.D. 5914, 6060, 6064, 6074, 6078-1907.
6080, 6108, 6112, 6154, 6160-

March 2, 1907.

LRS
D.C. 13243
DIRECT.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship
cases adverse to the applicants are hereby affirmed.

Copies of Indian Office letters submitting your reports and
recommending that the decisions be affirmed are inclosed:

Title of Case.	Date of your letter of transmittal.
John C. White (Miss. Choc.)	February 12, 1907.
Mary E. Beckwith, et al. (freedmen)	February 14, 1907.
Dora Matubbe (freedman)	February 14, 1907.
Alice Butler (freedman)	February 16, 1907.
Nariah Sands, et al. (freedmen)	April 21, 1906.
George McCall, et al.	February 16, 1907.
Alice M. Smith,	January 14, 1907.
Alma Manning, et al. (freedmen)	February 13, 1907.
Thomas H. P. Smith, et al.	February 16, 1907.
Henry Nelson (freedman)	February 16, 1907.

A copy hereof and the papers in the above mentioned
cases have been sent to the Indian Office.

Respectfully,

Jesse H. Wilson,
Assistant Secretary.

10 inc. and
22 to Ind. Of.

APW
3-2-07

16317-1907.

(COPY)

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 28, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from Commissioner Bixby dated February 14, 1907, concerning the application of Mary Ella and William Henry Beckwith for enrollment as Choctaw freedmen. Commissioner Bixby rejected the applications on February 14, 1907. The record in the case has been carefully examined and it is believed that the Commissioner's decision is correct. Its approval is recommended.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

CAW-GH.

E.W.

Choc. M. Fr. 437

Oscar Brown

M. Fr. 437

437

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

Oscar Brown

Decline to receive Feb 15 1907

Record Forwarded Department. Feb 15 1907

Action Approved By Secretary of Interior.
Mar 2 1907

Notice of Departmental Action Forwarded
Attorneys For Choctaw And Chickasaw
Nations. Apr 12 1907

Notice of Departmental Action Mailed
Applicant. Apr 12 1907

ACT OF CONGRESS APPROVED APRIL 28, 1906

437

COPY

17-PR-437
S.E.F.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Oscar Brown as a Choctaw freedman.

-: D E C I S I O N :-

It appears from the record herein that on August 8, 1906 there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Oscar Brown as a Choctaw freedman.

It further appears from the record herein and from the records of this office that Oscar Brown was born December 14, 1901; that he is the son of Samantha Brown, a non citizen, and Simon Brown whose name appears opposite No. 830 on the final roll of Choctaw freedmen approved by the Secretary of the Interior March 6, 1903; that the mother of said applicant and the attending midwife, Kizzie Allen, executed their respective affidavits to the birth of said applicant July 21, 1906, and that said affidavits were received by the Department of the Interior, Washington, D.C., July 30, 1906, and the same were received at this office August 8, 1906 by reference from the Department.

It further appears from the records herein that on December 1, 1906, Simon Brown, the father of said applicant, was duly notified that if it was claimed that any application had been made for the enrollment of said applicant as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), he should appear before the Choctaw Land Office at Atoka, Indian Territory, at any time prior to January 1, 1907, for the purpose of giving testimony relative to the submission of such application within the required time, but it does not appear from the records of this office that any appearance was made in response thereto.

It does not appear from the records of this office that any application of any nature whatsoever was ever made for the enrollment of said applicant as a Choctaw freedman prior to July 26, 1906.

Section two of the Act of Congress approved April 26, 1906 (34 Stats., 137), provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enroll-

17-NE-437

(2)

ment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled".

I am of the opinion that inasmuch as application was not made for the enrollment of Oscar Brown as a Choctaw freedman within the time limited by the provisions of the above Act, I am without authority to receive or consider any application for his enrollment as such, and that therefore, I should decline to receive or consider the same, and it is so ordered.

SIGNED *Tame Bixby*

Commissioner.

Muskogee, Indian Territory.

FEB 15 1907

REFER IN REPLY TO THE FOLLOWING:

17-NB-437.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, February 15, 1907.

Simon Brown,

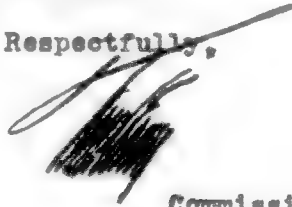
Idabel, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 15, 1907, declining to receive the application for the enrollment of Oscar Brown as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,



Commissioner.

Registered
Incl. 17- NB-437.

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197
REFER IN REPLY TO THE FOLLOWING:

LAND
17182-1907.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 28, 1907.

C O P Y

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed the record of proceedings in the matter of the application for the enrollment of Oscar Brown, as a Choctaw freedman, including the decision of Commissioner Bixby, dated February 15, 1907, adverse to the applicant.

The decision of Commissioner Bixby has been examined, is found to be correct, and its approval is recommended.

Very respectfully,

C F Larrabee

Acting Commissioner.

EBM-LC..

RECEIVED

MAY 1907

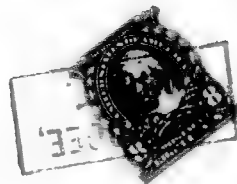
No. 1 6798

Choc. fr. 11.13. 437

Department of the Interior.

Commissioner to the Five Civilized Tribes,

MUSKOGEE, IND. TER.



Simon Brown,

Idabel, Indian Territory.

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17 APR 21

Choc. M. Fr. 438

Simon Zackery

M. Fr. 438

438

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

Simon Zickery

Decline to receive Feb 27 1907

Record Forwarded Department. Feb 27 1907

Copy of Decision Forwarded Applicant
Feb 27 1907.

Copy of Decision Forwarded Attorneys for
Choctaw and Chickasaw Nations. Feb 27 1907

Record Forwarded Department. Feb 27 1907

Action Approved By Secretary of Interior
Mar 4 1907

Notice of Departmental Action Forwarded
Attorneys For Choctaw And Chickasaw
Nations. Apr 19 1907

Notice of Departmental Action Mailed
Applicant. Apr 19 1907

ACT OF CONGRESS APPROVED APRIL 20, 1906

438

No #438

Simon Zackery

CHOCTAW FREEDMEN

NB #438

17-1180

JUL 26 1906.

Birth affidavit.

Department of the Interior.

Com. of Five Civilize Tribes.

In re application of enrolment as a citizen of Choctaw nation of
Simon Zackery born Feb. 13th 1903. Name of father: Eli Zackery.
Name of mother: Nancy Zackery, formerly Nancy Boyd.

P.O. Sutter, I.T.

Affidavit of Mother.

I, Nancy Zackery formerly Nancy Boyd on oath state that I'm 20
years of age, a citizen by adoption of the Choctaw Nation. that I'm
the lawfull wife of Eli Zackery of Choctaw Nation that a male child
were born to me on 13th day of Feb. 1903, that said child were named
Simon Zackery and are now living.

Nancy Zackery.

Subscribed and sworn to before me this the 24th of July 1906.

My Commission Expires Feb 6th
1908.

Geo. W. Rodgers.
Notary Public.

(SEAL)

Affidavit of midwife.

U.S. of America,
Ind Ter. Central Dist.

I, Sarah James a midwife on oath state that I attended on Mrs.
Nancy Zackery wife of Eli Zackery on the 13th of Feb 1903 that a male
child was born to her and said to have been named Simon Zackery and
are now living.

her
Sarah X James.
mark

Anglins Pulcher.-----

Witt Ned Pulcher.

Subscribed and sworn to before me this 24th day of July 1906.

Geo W. Rodgers.

Notary Public.

(SEAL)

My Commission Expires FEB 6th 1908.

Memo. 17 N.B. 438.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, I.T.

February 11, 1907.

In the matter of the alleged application for the enrollment
of Simon Zackery as a Choctaw Freedman.

BY THE COMMISSIONER:

- Q What is your name? A My name is Nancy Zackery.
Q How old are you? A I am twenty-one years old.
Q What is your postoffice? A Sutter.

There has been received by this office
an affidavit of birth for the enrollment of
Simon Zackery as a Choctaw Freedman, same
was received July 26, 1906.

- Q Who did you make your affidavit before? A Rodgers.
Q George D. Rodgers? A Yes sir.
Q Is he a Notary Public? A Yes sir.
Q Where does he live? A He lives at Sutter.
Q What day did you make that application? A The twenty-
sixth.
Q July twenty-sixth? A Yes sir.
Q What day did you appear before Rodgers, the Notary Public.
A July the twenty-sixth.
Q What day of the week was it? A I couldn't tell what day
of the week it was.
Q Who was the mid-wife? A Sarah James.
Q Did she make her affidavit at the same time you did?
A Yes sir.
Q What time of the day was it you made this affidavit?
A It was about ten o'clock in the morning.
Q What did you do with it? A Why I put it in the postoffice.
Q Right after you swore to it? A Yes sir.
Q What time was it you put it in the postoffice, - was it
before dinner? A Yes sir before dinner.
Q Who did you send it to? A Well I couldn't tell I never
noticed who I sent it to Rodgers was the one that backed it.
Q When was Simon Zackery born? A Thirteenth of February.
Q What year? A 1906.
Q How old is he now? A Two years old.
Q Didn't you state before the Notary Public that he was born
in 1903? A Well that wasn't me said the year it was
another fellow he said 1903.
Q That wasn't correct? A No that was a mistake it was 1906.

- Q Had you ever made any kind of an application for this child before you made out the affidavit before Rodgers in July last year? A No sir.
- Q That was the first time you ever did anything? A Yes sir.
- Q Your name used to be Nancy Boyd did it not? A Yes sir.
- Q What's the name of your father? A Isaac Boyd.
- Q Have you ever written any letters to this office prior to the date you appeared before Rodgers at Sutter?
- A Appeared what?
- Q Have you ever written any letters to this office about this baby before you appeared before Rodgers at Sutter?
- A No sir I never wrote any.
- Q Do you know of any one else who did? A No sir.
- Q Is Sutter on a railroad? A No it ain't on a railroad.
- Q What is the railroad town for Sutter? A Well I couldn't tell you.
- Q Where does the mail go from Sutter? A It goes to Shady Point.
- Q Is that on the railroad? A Yes Shady Point is on the railroad.
- Q What time does the mail go out of Sutter? A I couldn't tell you what time but it goes out before twelve, but I don't know what hour it goes out at.
- Q It goes out in the morning? A Yes sir.
- Q Had the mail gone out when you put your letter in the postoffice? A No sir.
- Q How do you know? A Well I asked.
- Q You asked who? A I asked the postmaster at Sutter.
- Q How far is Sutter from Shady Point? A I don't know how far it is.
- Q Did you come from Sutter here today? A I come from Bokoshe today.
- Q What time does the train go through Shady Point for Muskogee? A I don't know.
- Q In the morning or afternoon? A I didn't come from Shady Point.
- Q The mail goes from Sutter to Shady Point doesn't it?
- A Yes sir.
- Q Have you ever been to Shady Point? A No sir I never was in Shady Point.
- Q You are sure are you that you mailed this affidavit immediately after you swore to it? A Yes sir.
- Q The same morning? A Yes sir. the same morning.

WITNESS EXCUSED/

A. Miriam Eline, upon oath states that as a stenographer to the Commissioner to the Five Civilized Tribes she reported the proceedings in the above entitled and numbered cause and that the foregoing is a true and correct transcript of her stenographic notes taken therein.

A. Miriam Eline

subscribed and sworn to before me this 12th day of February, 1907.

Francis R. Jones
Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Simon Zackery as a Choctaw freedman.

-: D E C I S I O N :-

It appears from the record herein that on July 26, 1906, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Simon Zackery as a Choctaw freedman.

On February 11, 1907, Nancy Zackery, the mother of said applicant, appeared before the Commissioner to the Five Civilized Tribes, at Muskogee, Indian Territory, and gave testimony for the purpose of showing whether or not any application had been made for the enrollment of said applicant as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stat., 137).

On said date, Nancy Zackery testified that on July 24, 1906, at about ten o'clock in the morning, she and Sarah James, the attending midwife, executed their respective affidavits to the birth of Simon Zackery at Sutter, Indian Territory, before one George W. Rogers, a notary public; that she mailed the said affidavits herself in the postoffice at Sutter before the mail went out but did not notice to whom they were sent as Rogers "was the one who backed them"; that the mail is sent out each day before twelve to Shady Point, which is the railroad town for Sutter, and that neither she nor any one for her had ever made any application of any nature whatsoever for this child prior to said date.

It does not appear from the records of this office that any application of any nature whatsoever had ever been made for the enrollment of said applicant prior to July 26, 1906.

I am of the opinion that the evidence fails to establish that any application was made for the enrollment of Simon Zackery as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stat., 137), and that I am without authority to receive, consider, or make any record of any application for his enrollment as such, and that I should decline to receive the same, and it is so ordered.


Commissioner.

Muskogee, Indian Territory.

FEB 27 1907

17-MB-438

COPY

Muskogee, Indian Territory, February 27, 1907.

Eli Zackery,

Gutter, Indian Territory.

Dear Sir:-

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 27, 1907, declining to receive the application for the enrollment of Simon Zackery as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tame Bixby*

Commissioner.

Registered.

Incl. 17-MB-438

17-MB-438

COPY

Muskogee, Indian Territory, February 27, 1907.

Mansfield, McMurray and Gorniah,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 27, 1907, declining to receive the application for the enrollment of Simon Zackery as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED

Tanne Dixey

Commissioner.

Incl. 17-MB-438

COPY

Muskogee, Indian Territory, February 27, 1907.

The Honorable,

The Secretary of the Interior.

Sir:-

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Simon Zackery as a Choctaw freedman, including the decision of the Commissioner to the Five Civilized Tribes, dated February 27, 1907, declining to receive said application.

Respectfully,

SIGNED *Tarne Dixby*

Commissioner.

2 Incl.
Through the
Commissioner of Indian Affairs.

D. C. 13376

DEPARTMENT OF THE INTERIOR,

OFF.

WASHINGTON.

RJR

I.T.D. 7898-1907.

March 4, 1907.

LRS.

DIRECT.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following citizenship cases, adverse to the applicants, are hereby affirmed. Copy of Indian Office letter of March 2, 1907, submitting your reports of February 27, 1907, and recommending that the decisions be affirmed, is inclosed.

Title of Case:

Levi Lane, Chickasaw freedman,
Lewis Ward, et al., Choctaw freedmen,
Simon Zackery, Choctaw freedman.

A copy hereof and all the papers in the above named cases have been sent to the Indian Office.

Respectfully,

E. A. Hitchcock,

Secretary.

1 inc. and 6 incs.
for Ind. Off.
WCF 3/5/07.

D. C. 13376

Refer in reply to the following.

Land.
21255-1907.
21256- "
21257- "

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,

WASHINGTON. March 2, 1907.

(COPY)

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to transmit herewith three communications from Commissioner Bixby, enclosing the records in the following citizenship cases:

Lewis Ward, Dollie Ward, Mary Ward, Arthur Ward, Henry Ward,
Walter Ward, Ida Guest, and Peter Ward, as Choctaw freedmen,

Levi Lane as a Chickasaw freedman, and

Simon Zackery as a Choctaw freedman.

The Office has carefully examined the decisions of the Commissioner in these cases, and is of the opinion that they are correct, and it is recommended that they be affirmed.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

KWE--SD

17- B-438

Muskogee, Indian Territory, April 12, 1907.

Eli Zackery,

Sutter, Indian Territory.

Dear Sir:

You are hereby advised that on March 4, 1907, the Secretary of the Interior affirmed the decision of this office of February 27, 1907, declining to receive the application for the enrollment of Simon Zackery as a Choctaw freedman.

Respectfully,

Commissioner.

17-1B-438

Muskogee, Indian Territory, April 19, 1907.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 4, 1907, the Secretary of the Interior affirmed the decision of this office of February 27, 1907, declining to receive the application for the enrollment of Simon Zackery as a Choctaw freedman.

Respectfully,

Commissioner.

Muskogee, Indian Territory, September 26, 1906.

Eli Zackery,

Muster, Indian Territory.

Dear Sir:

There have been received at this office affidavits of Nancy Zackery and Sarah James to the birth of Simon Zackery child of Eli and Nancy Zackery, February 13, 1903.

You will be notified of such action as is taken in regard to the affidavits to the birth of this child.

Respectfully,

Commissioner.

17-1180

Atoka, Indian Territory, October 1, 1906.

Nancy Zackery,

Atoka, Indian Territory.

Dear Madam:

It appears from the records of the Commissioner that an application was received at this office on July 10, 1906, for the enrollment of your child, Simon Zackery, as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner for the Five Civilized Tribes for the enrollment of your minor child, under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your above named child prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the time required.

Respectfully,

Commissioner.

17-WB-438

Muskogee, Indian Territory, January 26, 1907.

Nancy Zackery,

Sutter, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of your letter of January 5, 1907, asking what was wrong with the affidavits which were forwarded to the birth of your child and why you should have to appear here.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906, and it appears that your application was not forwarded until July 26, 1906.

You are further advised that if it is claimed that an application was made for the enrollment of your child Simon Zackery prior to July 25, 1906, you should appear at this office any time during the month of January 1907, for the purpose of presenting testimony relative to the submission of such an application.

Respectfully,

Commissioner.

17-NB-438

Muskegee, Indian Territory, May 14, 1907.

Nancy Zackery,

Sutter, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of your letter of May 2, 1907, in which you ask what disposition has been made of the claim of your son Simon Zackery whom you made application for on last July 1906.

In reply to your letter you are advised that on February 27, 1907, the Commissioner to the Five Civilized Tribes rendered a decision declining to receive the application for the enrollment of Simon Zackery as a minor Choctaw freedman, and on March 4, 1907, this action was approved by the Secretary of the Interior, and this case is therefore considered closed.

Respectfully,

Acting Commissioner.

Choc. M. Fr. 439

Memie Warner

Hinies Warner

Jessie Warner

M. Fr. 439

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

Memie Warner
Hinies Warner
Jessie Warner

Decline to receive Feb 16 1907

Record Forwarded Department. Feb 16 1907

Action Approved By Secretary of Interior
Mar 2 1907

Notice of Departmental Action Forwarded

Attorneys for Choctaw And Chickasaw
Nations. Apr 12 1907

Notice of Departmental Action Mailed
Applicant. Apr 12 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

Muskogee, Indian Territory, September 26, 1906.

Charlie Warner,

Bagletown, Indian Territory.

Dear Sir:

There have been received at this office affidavits of Winnie Warner and Marthen Burris to the birth of Menie Warner, Minies Warner and Jessie Warner children of Charlie and Winnie Warner, December 12, 1902, April 24, 1904, and January 6, 1906.

You will be notified of such action as is taken in regard to the affidavits to the birth of these children.

Respectfully,

Commissioner.

IN RE

Application for Enrollment of

MINOR CHILDAct of Congress Approved
April 20, 1900.*Minnie Warner*

as a citizen of

Poland Nation.
Choslaw Friedman

Approved..... 190...

.....
Commissioner.*July 26 1906*

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Freeman Nation,
of Minnie Harner (Here insert name of child), born on the 12 day of Dec 1902
Name of Father: Charlie Harner a citizen of the Freeman Choctaw Nation.
Name of Mother: Hannie Harner a citizen of the Freeman Choctaw Nation.
Tribal enrollment of father: Ben Harner Tribal enrollment of mother: Judy Louie
Postoffice: Eagleton N.Y.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Central District.

I, Hannie Harner Freeman, on oath state that I am 21 years of age and a citizen by Choctaw of the Choctaw Nation; that I am the lawful wife of Charlie, who is a citizen, by Freeman of the Choctaw Nation; that a female child was born to me on 12 day of December 1902; that said child has been named Minnie Harner and was living March 4, 1906.

WITNESSES TO MARK:

(Seal)

[Must be Two Witnesses]

Subscribed and sworn to before me this 24 day of Dec 1906.

my Commission Expires 31 1910 Sanit Sanders
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Central District.

I, Martha Burns Green, on oath state that I attended on Mrs. Minnie Harner wife of Charlie Harner on the 12 day of Dec 1902; that there was born to her on said date a female child; that said child was living March 4, 1906, and is said to have been named Minnie Harner.

WITNESSES TO MARK:

(Seal)

[Must be Two Witnesses]

Subscribed and sworn to before me this 24 day of Dec 1906.

Sanit Sanders
Notary Public.

IN RE
Application for Enrollment of
MINOR CHILD

Act of Congress Approved
April 26, 1906.

Ames Warner

as a citizen of

Choctaw Nation.
Choctaw Freedman

Approved: 190...

Commissioner.

July 26, 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Freeman Choctaw Nation,
of Minnie Warner born on the 24 day of April 1904
[Here insert name of child]
Name of Father: Charlie Warner a citizen of the Freeman Choctaw Nation.
Name of Mother: Minnie Warner a citizen of the Freeman Choctaw Nation.
Tribal enrollment of father: Ben Warner Tribal enrollment of mother: Judy Louis
Postoffice: Eagle Town I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Central District.

I, Minnie Warner, on oath state that I am 21
Freeman years of age and a citizen by Blood of the Choctaw Nation;
that I am the lawful wife of Charlie Warner, who is a citizen, by
Blood of the Choctaw Nation; that a male child was
[Male or Female]
born to me on 24 day of April 1904; that said child has been named
Minnie Warner and was living March 4, 1906.

WITNESSES TO MARK:

Seal /
[Must be Two
Witnesses]

Subscribed and sworn to before me this 24 day of June 1906.

Scott Gardner
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Central District.

I, Marthin Bunn, a Graney, on oath state that I
attended on Mrs Minnie Warner, wife of Charlie Warner
on the 24 day of April 1904; that there was born to her on said date a male
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named Minnie Warner

WITNESSES TO MARK:

Seal /
[Must be Two
Witnesses]

Subscribed and sworn to before me this 24 day of June 1906.

My commission expires 31 May 1910
Scott Gardner
Notary Public.

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

James Warner

as a citizen of

Chicago Nation.
Charles Friedman

Approved: 190

Commissioner.

July 26, 1906

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Freeman Choctaw Nation,
 of Jessie Warner born on the 6 day of Jan 1906
 [Here insert name of child]
 Name of Father: Charlie Warner a citizen of the Freeman Choctaw Nation.
 Name of Mother: Minnie Warner a citizen of the Freeman Choctaw Nation.
 Tribal enrollment of father: Ben Warner Tribal enrollment of mother: Judy Lowmy
 Postoffice: Eagle Town I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

General District.

I, Minnie Warner, on oath state that I am 31
 years of age and a citizen by Freeman Choctaw of the Choctaw Nation;
 that I am the lawful wife of Charlie Warner, who is a citizen, by
Blood of the Choctaw Nation; that a male child was
 [Male or Female]
 born to me on 6 day of Jan 1906 that said child has been named
Jessie Warner and was living March 4, 1906.

WITNESSES TO MARK:

Seal
 [Must be Two
 Witnesses]

Subscribed and sworn to before me this 24 day of July 1906.

Scott Sander
 Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

General District.

I, Martha Barnes, a Sever, on oath state that I
 attended on Mrs. Minnie Warner wife of Charlie Warner
 on the 6 day of Jan 1906 that there was born to her on said date a male
 [Male or Female]
 child; that said child was living March 4, 1906, and is said to have been named Jessie Warner

WITNESSES TO MARK:

Seal
 [Must be Two
 Witnesses]

Subscribed and sworn to before me this 24 day of July 1906.

Scott Sander
 Notary Public.

(copy)

17-243

Muskogee, Indian Territory, December 1, 1906

Charlie Warner,

Eagletown, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on July 26, 1906, for the enrollment of your children, Memie, Hinies and Jessie Warner as Choctaw freedmen.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906 expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906 are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that an application was made for the enrollment of your above named children prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Memie Warner et al. as Choctaw freedmen.

-: D E C I S I O N :-

It appears from the record herein that on July 26, 1906, there were received by the Commissioner to the Five Civilized Tribes written applications for the enrollment of Memie Warner, Minies Warner, and Jessie Warner as Choctaw freedmen.

It further appears from the record herein and from the records of this office that the said Memie Warner, Minies Warner, and Jessie Warner were born December 12, 1902, April 24, 1904, and January 6, 1906 respectively, and that they are the children of Charlie Warner whose name appears opposite No. 284 upon the final roll of Choctaw freedmen approved by the Secretary of the Interior March 6, 1903, and Winnie Warner whose name appears as Winnie Lewis opposite No. 473 upon the final roll of Choctaw freedmen approved by the Secretary of the Interior March 6, 1903.

It further appears from the record herein that on December 1, 1906, Charlie Warner, the father of said applicants, was duly notified that if it was claimed that any application had been made for the enrollment of said applicants as Choctaw freedmen within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), he should appear before the Choctaw Land Office at Atoka, Indian Territory, at any time prior to January 1, 1907, for the purpose of giving testimony relative to the submission of such application within the required time, but it does not appear from the records of this office that any appearance was made in response thereto.

It does not appear from the records of this office that any application of any nature whatsoever was ever made for the enrollment of said applicants as Choctaw freedmen prior to July 26, 1906.

Section two of the Act of Congress approved April 26, 1906 (34 Stats., 137), provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the

status of the mother, and allotments shall be made to children so enrolled.

I am of the opinion that inasmuch as application was not made for the enrollment of Memie Warner, Minies Warner, and Jessie Warner as Choctaw freedmen within the time limited by the provisions of the above Act, I am without authority to receive or consider any application for their enrollment as such, and that therefore, I should decline to receive the same, and it is so ordered.



Commissioner.

Muskogee, Indian Territory.

FEB 16 1907

17-WB- 439

Muskogee, Indian Territory, February 16, 1907.

Charlie Warner,
Eagletown, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 16, 1907, declining to receive the application for the enrollment of Memie Warner, Minnie Warner, and Jessie Warner as Choctaw freedmen.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tamir D. Smith*

Commissioner.

Registered.

17-WB-439

17-NB-439

COPY

Muskogee, Indian Territory, February 16, 1907.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 16, 1907, declining to receive the application for the enrollment of Memie Warner, Minies Warner, and Jessie Warner as Choctaw freedmen.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tame Dixby*

Commissioner.

Incl. 17-NB-439

COPY

Muskogee, Indian Territory, February 16, 1907.

The Honorable,

The Secretary of the Interior:

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Memie Warner, Minies Warner, and Jessie Warner as Choctaw freedmen, including the decision of the Commissioner to the Five Civilized Tribes, dated February 16, 1907, declining to receive said application.

Respectfully,

SIGNED *James Simby*

Commissioner.

2 Incl.

Through the
Commissioner of Indian Affairs.

YP

DEPARTMENT OF THE INTERIOR,

LRS

WASHINGTON.

O.K.

D.C. 12633-1907.

I.T.D. 6196, 6216, 6220, 6224-07.
 6238, 6246, 6266, 6272-07.
 6286, 6288, 6290, 6302-07.
 6306, 6478, 6480, 6486-07.
 6492, 6506, 6508, 6514-07.
 6518, 6530, 6532, 6536-07.
 6672, 6674, 6688, 6692-07.
 6696, 6700, 6704, 6722-07.
 6724, 6734, 6736, 6740-07.
 6742, 6758, 6762-07.
 6798, 6806, 6816, 6826-07.
 6828, 6830-07.

March 2, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,
 Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases
 adverse to the applicants are hereby affirmed. Copies of Indian
 Office letters submitting your reports and recommending that
 the decisions be affirmed are enclosed:

Title of Case.	Title of Your Letter of Transmittal.
Richard Floyd (Freedman).	February 13, 1907.
Dave and Addie May Bailey (Freedmen),	February 13, 1907.
Ardshia and Larce McKinney (Freedmen),	February 16, 1907.
Nonie Cochran (Freedman),	February 13, 1907.
Mamey Cole and Lisa Ellen Cole (Freedmen),	February 14, 1907.
E. C. Seale, et al.,	February 14, 1907.
Nasell and Laveter Artty, (Freedmen),	February 14, 1907.
Nellie J. Gideon et al.,	December 28, 1906.
Emma and Evaline Jackson,	February 14, 1907.
Ida Bell Bennett,	February 15, 1907.

Title of case.	Date of Your Letter of Transmittal.
Memie Warner et al., (Freedmen),	February 16, 1907.
Katie Simpson et al.,	February 16, 1907.
Raymond Henry Davis,	February 14, 1907.
Nancy T. Wilson et al, (Miss. Choc.),	February 12, 1907.
J. H. Hill and Newton Hill,	January 25, 1907.
Flora Lee Spring (Freedman),	February 12, 1907.
William Edgar and Oscar Jeffreys, (Miss. Choc.),	February 11, 1907.
Celestine Pierce (Freedman),	February 13, 1907.
Hisk Cubit (Freedman),	February 13, 1907.
Lucretia Hadnot et al.,	February 15, 1907.
Susan A. Baird,	February 15, 1907.
William Allen Gee (Miss. Choc.),	February 12, 1907.
Ella Williams (Freedman),	February 13, 1907.
Ida Colbert,	February 12, 1907.
Mable Everidge (Freedman),	February 15, 1907.
Duckie May Mabrie (Freedman),	February 15, 1907.
Corhelious and Vaneda Riddle (Freedmen),	February 15, 1907.
Jimmie Lee Alexander (Freedman),	February 13, 1907.
Fred M. Patterson et al.,	February 15, 1907.
Ed Childers et al, (Freedmen),	February 12, 1907.
Lizzie Dennis (Freedman),	February 15, 1907.
Hellen D'Grace McMurty,	February 12, 1907.
Mable Bailey and Susa Anna Bailey (Freedmen),	February 13, 1907.
John Louis (Freedman),	February 15, 1907.
Amanda Mutchy, (Freedman),	February 15, 1907.
Matt Davis et al,	February 15, 1907.
Marjie Record (Freedman),	February 15, 1907.
Laura Henry (Freedman),	February 14, 1907.
Ollie Webster (Freedman),	February 15, 1907.
James McCall,	February 15, 1907.
Nellie Elizabeth Kendrick (Freedman),	February 15, 1907.
Elwood Judy (Freedman),	February 15, 1907.
Oscar Brown (Freedman),	February 15, 1907.
Verna Verniti Bryant,	February 13, 1907.
Richard R. Perry (Freedman),	February 15, 1907.
James Luke Tubbee (Miss. Choc.),	February 20, 1907.
Elmina Berryman (Miss. Choc.), -	February 20, 1907.
Ethel Rogers (Miss. Choc.),	February 20, 1907.

A copy hereof and all the papers in the above mentioned

-2-

cases have been sent to the Indian Office.

Respectfully,

Jesse B. Wilson,

Assistant Secretary.

48 inc. and 96 inc.
for Ind. Of.

W.C.F.

3/3/07.

Refer in reply to the following:

COPY

Land
17985-1907.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 28, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from Commissioner Bixby dated February 16, 1907, transmitting the record relative to the application of Vemie, Minies and Jessie Warner for enrollment as Choctaw freedmen, together with the Commissioner's decision of February 16, 1907, declining to receive or consider the application. An examination of the record shows that the conclusions reached by the Commissioner are correct and approval of his decision is recommended.

Very respectfully,

C. F. Larrabee,

GAW-GH.

Acting Commissioner.

17-Nb-439

Muskogee, Indian Territory, April 12, 1907

Charlie Warner,

Eagletown, Indian Territory.

Dear Sir:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 16, 1907, declining to receive the application for the enrollment of Mamie Warner, Hinfec Warner and Jessie Warner as Choctaw freedmen.

Respectfully,

J. A. Jones.

Acting Commissioner.

17-NE-439

Muskogee, Indian Territory, April 12, 1907.

Manafield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 12, 1907, declining to receive the application for the enrollment of Memie Warner, Hines Warner and Jessie Warner as Choctaw freedmen.

Respectfully,

Commissioner.

Choc. M. Fr. 440

John Lewis

M. Fr. 440

MINOR

440

ENROLLMENT
CHOCTAW FREEDMAN

John Lewis

Decline to receive Feb 15 1907

Action Approved By Secretary of Interior.
Mar 2 1907

Record Forwarded Department. Feb 15 1907

Notice of Departmental Action Forwarded
Attorneys For Choctaw And Chickasaw
Nations. Apr 11 1907

Notice of Departmental Action Mailed
Applicant. Apr 11 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

440

Muskogee, Indian Territory, September 25, 1906.

Mon Louis,

Agletown, Indian Territory.

Dear Sir:-

There have been received at this office affidavits of Judy Louis and Marthen Barris to the birth of John Louis, child of Mon and Judy Louis, September 30, 1904.

You will be notified of the action taken upon these affidavits.

Respectfully,

Commissioner.

N B #440

189

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

John Lewis

as a citizen of

Choctaw Nation.

Choctaw Freedmen

Approved. 180...

Commissioner.

17-289
N B # 440

RECEIVED
Jul 26 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS. APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Freman Choctaw Nation,
of John Louis, born on the 30 day of Sept 1904.
(Here insert name of child)
Name of Father: Mon Louis a citizen of the Freman choctaw Nation.
Name of Mother: Judy Louis a citizen of the " " Nation.
Tribal enrollment of father: Tribal enrollment of mother:
Postoffice: Eagletown, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }
I, Judy Louis on oath state that I am 42
years of age and a citizen by Freman of the Choctaw Nation;
that I am the lawful wife of Mon Louis, who is a citizen, by
Freman of the Choctaw Nation; that a Male child was
(Male or Female)
born to me on 30 day of Sept 1904; that said child has been named
John Lewis Illigitmate and was living her March 4, 1906.

Judy X Louis
mark

WITNESSES TO MARK:

[Must be Two Witnesses] Emma Burris
Holman Brown

Subscribed and sworn to before me this 24 day of July 1906.

(SEAL)

Scott Gardner

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }
I, Marthin Burris, a Graney, on oath state that I
attended on Judy Louis ////// Illigitmate Mon Louis
on the 30 day of Sept 1904; that there was born to her on said date a Male
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named John Louis
her

Marthen X Burris
mark

WITNESSES TO MARK:

[Must be Two Witnesses] N. M. Burris
Douglas Cubit

Subscribed and sworn to before me this 24 day of July 1906.

(SEAL)

Scott Gardner

My commission Expires May 31 1910

Notary Public

17-289.

Muskogee, Indian Territory, December 1, 1906.

Judy Lewis,

Hagletown, Indian Territory.

Dear Madam:

It appears from the records of the Commissioner that an application was received at this office on July 26, 1906, for the enrollment of your child John Lewis, as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your child above named prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the

- 2 -

purpose of presenting testimony relative to the submission
of such application within the required time.

Respectfully,

Commissioner.

17-WB-440.
W A B.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the alleged application for the enrollment of John Louis as a Choctaw freedman.

D E C I S I O N

It appears from the record herein that on July 26, 1906, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of John Louis as a Choctaw freedman.

It does not appear from the records of this office that any application of any nature whatsoever had been received for the enrollment of the applicant prior to July 26, 1906.

On December 1, 1906, Judy Louis was notified that if it was claimed that an application had been made for the enrollment of the applicant as a Choctaw freedman prior to July 26, 1906, she should appear at the Choctaw Land Office at Atoka, Indian Territory, before January 1, 1907, and give testimony relative to the submission of said application within the time limited by the provisions of the Act of Congress approved April 26, 1906, (34 Stats., 137).

No evidence was offered in support of said application.

I am of the opinion that inasmuch as no application was made for the enrollment of John Louis as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906, (34 Stats., 137), I am therefore, without authority to receive or consider or make any record of any application for his enrollment as such; that I should decline to receive the same and it is so ordered.


Commissioner.

Muskogee, Indian Territory,

FEB 15 1907

17-NB-440.

COPY

Muskogee, Indian Territory, February 15, 1907.

Judy Lewis,

Hagletown, Indian Territory.

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 15, 1907, declining to receive the application for the enrollment of John Louis as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tams Bixby*

Commissioner.

Registered
Incl. 17-NB-440.

17-NB-440.

COPY

Muskogee, Indian Territory, February 15, 1907.

Mansfield, McMurray & Gernish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 15, 1907, declining to receive the application for the enrollment of John Louis as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Jame Birby*

Commissioner.

Incl. 17-NB-440.

COPY

Muskogee, Indian Territory, February 15, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of John Louis as a Choctaw freedman, including the decision of the Commissioner to the Five Civilized Tribes, dated February 15, 1907, declining to receive said application.

Respectfully,

SIGNED *James Bixby*

Commissioner.

2 Incl. 17-NE-440.

Through the
Commissioner of Indian Affairs.

D. C. 12933-1907.

J.P.
O. K.

DEPARTMENT OF THE INTERIOR,

WASHINGTON. March 2, 1907.

THE

I. T. D.

6196, 6216, 6220, 6224-07.
6236, 6240, 6266, 6272-07.
6286, 6288, 6290, 6302-07.
6306, 6476, 6480, 6486-07.
6492, 6506, 6508, 6514-07.
6516, 6520, 6532, 6536-07.
6672, 6674, 6688, 6692-07.
6696, 6700, 6704, 6722-07.
6724, 6734, 6736, 6740-07.
6742, 6756, 6782-07.
6786, 6788, 6796-07.
6798, 6806, 6812, 6826-07.
6828, 6830-07.

DIRECT.

Commissioner to the Five Civilized Tribes,
Washkgee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are enclosed:

Title of Case.	Title of Your Letter of Transmittal.
Richard Floyd (Freedman)	February 13, 1907.
Dave and Addie May Bailey (Freedmen)	February 13, 1907.
Ardahia and Larce McKinney (Freedmen)	February 13, 1907.
Nonie Cochran (Freedman)	February 13, 1907.
Mammy Cole and Liza Ellen Cole (Freedmen)	February 14, 1907.
E. C. Seale, et al.,	February 14, 1907.
Nazell and Laveter Artry, (Freedmen)	February 14, 1907.
Hollie J. Gideon, et al.,	December 28, 1906.
Roma and Evaline Jackson,	February 14, 1907.
Ida Bell Bennett,	February 15, 1907.

Title of Case.

Date of year
letter of transmittal.

Henie Warner, et al. (Freedman)	February 14, 1907.
Katie Simpson, et al.,	February 14, 1907.
Raymond Henry Davis,	February 14, 1907.
Nancy T. Wilson, et al., (Miss. Choc.)	February 12, 1907.
J. H. Hill and Newton Hill,	January 26, 1907.
Flora Lee Spring (Freedman)	February 12, 1907.
William Edgar and Oscar Jeffreys, (Miss. Choc.)	February 11, 1907.
Celestine Pierce (Freedman)	February 13, 1907.
Nick Cubit (Freedman)	February 13, 1907.
Lucetta Hadnet, et al.,	February 15, 1907.
Susan A. Baird,	February 15, 1907.
William Allen Gee (Miss. Choc.),	February 12, 1907.
Ella Williams (Freedman)	February 13, 1907.
Ida Gelbert,	February 12, 1907.
Mable Everidge (Freedman),	February 15, 1907.
Buckie May Mabrie (Freedman),	February 15, 1907.
Cornelius and Vaneda Riddle (Freedman),	February 15, 1907.
Jimmie Lee Alexander (Freedman)	February 13, 1907.
Fred N. Patterson, et al.,	February 15, 1907.
Ed Childers, et al., (Freedman)	February 12, 1907.
Lizzie Dennis (Freedman)	February 15, 1907.
Hellen D'Grace McMurty,	February 12, 1907.
Mable Bailey and Bess Anna Bailey (Freedman),	February 13, 1907.
John Lewis (Freedman)	February 15, 1907.
Amanda Metchy, (Freedman)	February 15, 1907.
Watt Davis, et al.,	February 15, 1907.
Marjie Record (Freedman)	February 15, 1907.
Laura Henry (Freedman)	February 14, 1907.
Ellie Webster (Freedman),	February 15, 1907.
James McCall,	February 15, 1907.
Nellie Elizabeth Kendrick (Freedman),	February 15, 1907.
Elwood Judy (Freedman),	February 15, 1907.
Oscar Brown (Freedman),	February 15, 1907.
Verna Verniti Bryant,	February 13, 1907.
Richard R. Perry (Freedman),	February 15, 1907.
James Luke Tubbee (Miss. Choc.),	February 20, 1907.
Elmina Berryman (Miss. Choc.),	February 20, 1907.
Nihal Rogers (Miss. Choc.),	February 20, 1907.

A copy hereof and all the papers in the above mentioned

cents have been sent to the Indian Office.

Respectfully,

Zease H. Wilson,

Assistant Secretary.

ECV, 3-3-07.

48 inc. and 96 inc.
for Ind. Of.

947-179
Refer in reply to the following:

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

LAND
17181-1907.

February 28, 1907.

C O P Y

The Honorable;

The Secretary of the Interior?

Sir:

There is enclosed the record of the proceedings in the matter of the application for the enrollment of John Louis, as a Choctaw freedman, including the decision of Commissioner Bixby, dated February 18, 1907, adverse to the applicant.

The decision of Commissioner Bixby has been examined, is found to be correct, and its approval is recommended.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

ERM-LC-

17-2B-440

Nuskegee, Indian Territory, April 11, 1907.

Judy Lewis,
Bagtown, Indian Territory.

Dear Madam:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 15, 1907, declining to receive the application for the enrollment of John Lewis as a Choctaw freedman.

Respectfully,

Geo. D. Rodgers,
ACTING Commissioner.

13 B-440

Muskogee, Indian Territory, April 11, 1907.

Wansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 15, 1907, declining to receive the application for the enrollment of John Louis as a Choctaw freedman.

Respectfully,

Geo. D. Rodgers,

Acting Commissioner.

Choc. M. Fr. 441

Henry Reed

Minnie Reed

M. Fr. 441

MINOR

441

ENROLLMENT
CHOCTAW FREEDMAN

Henry Reed
Minnie Reed

REFUSED. Feb 11 1907

Record Forwarded Department. Feb 11 1907

Action Approved By Secretary of Interior.
Mar 4 1907

Notice of Departmental Action Forwarded
Attorneys for Choctaw And Chickasaw Nations
Apr. 13 1907

Notice of Departmental Action Mailed
Applicant. Apr. 13 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

441

NB #441

1906

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Henry Reed

as a citizen of

Choctaw Freedmen Nation.

Approved 1906

Commissioner.

Department of the Interior
Received Jul 30, 1906
Enc No. 104 of No 9341
Indian Territory Division
NB 441
Received Aug 3 06

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN AN APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Henry Reed, born on the 16 day of March, 1903
(Here insert name of child)
Name of Father: Aba Reed, a citizen of the Choctaw Nation.
Name of Mother: Emma Reed, a citizen of the Choctaw Nation.
Tribal enrollment of father: Choc-Fread. Tribal enrollment of mother: Choc-Fread.
Postoffice: Bokahito, I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Central District.

I, Emma Reed, on oath state that I am 29
years of age and a citizen by Adoption of the Choctaw Nation;
that I am the lawful wife of Aba Reed, who is a citizen, by
Adoption of the Choctaw Nation; that a Male child was
born to me on 16 day of March, 1903; that said child has been named
Henry Reed, and was living March 4, 1906.

Emma Reed

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 23 day of July, 1906.

(SEAL)

P. Davis

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Central District.

I, Charlotte Butler, a Midwife, on oath state that I
attended on Emma Reed, wife of Aba Reed,
on the 16 day of March, 1903; that there was born to her on said date a Male
child; that said child was living March 4, 1906, and is said to have been named Henry Reed.

her
Charlotte x Reed
mark

WITNESSES TO MARK:

[Must be Two Witnesses] {
P. Davis
A. W. Noy

Subscribed and sworn to before me this 23 day of July, 1906.

(SEAL)

P. Davis

Notary Public.

NB#441

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Minnie Reed

as a citizen of

Choctaw Freedmen Nation.

Approved..... 190...

Commissioner.

Department of the Interior
Received Jul 30, 1906
Enc No. 105 of No. 9381
Indian Territory Division.
Received Aug 8-06.
NB.#441

17-881

**DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.**

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the... Choctaw... Nation,
of Minnie Reed... born on the 11... day of December... 1905
[Here insert name of child]
Name of Father: Abe Reed... a citizen of the... Choctaw... Nation.
Name of Mother: Emma Reed... a citizen of the... Choctaw... Nation.
Tribal enrollment of father: Choctaw... Tribal enrollment of mother: Choctaw...
Postoffice: Bokchito, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Central... District. }

I, Emma Reed... on oath state that I am... 29... years of age and a citizen by Adoption... of the... Choctaw... Nation; that I am the lawful wife of Abe Reed... who is a citizen, by Adoption... of the... Choctaw... Nation; that a female child was born to me on 11... day of December... 1905; that said child has been named Minnie Reed... and was living March 4, 1906.

Emma Reed

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 23... day of July... 1906.

(SEAL)

P. Davis

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Central... District. }

I, Charlotte Butler... a Midwife... on oath state that I attended on Emma Reed... wife of Abe Reed... on the 11... day of December 1905; that there was born to her on said date a female child; that said child was living March 4, 1906, and is said to have been named Minnie Reed...

her

Charlotte x Butler

mark

WITNESSES TO MARK:

[Must be Two Witnesses] { P. Davis
A. W. May

Subscribed and sworn to before me this 23... day of July... 1906.

(SEAL)

P. Davis

Notary Public.

17-881.

Muskogee, Indian Territory, December 1, 1906.

Abram Reed,

Bokchito, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on August 8, 1906, for the enrollment of your children, Henry Reed and Minnie Reed, as Choctaw freedmen.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906 expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 3, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your children above named, prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

17-MB-441.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

1600

In the matter of the alleged application for the enrollment of Henry Reed and Minnie Reed as Choctaw freedmen.

It appears from the record herein that on August 8, 1906, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Henry Reed and Minnie Reed as Choctaw freedmen, under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein that the proofs of birth in support of the application for the enrollment of these applicants were executed on July 23, 1906, before P. Davis; that they were received by the Department of the Interior July 30, 1906, and were received at this office August 8, 1906, by reference from the Department.

It does not appear from the records of this office that any application of any nature whatsoever had been made for the enrollment of the applicants prior to July 26, 1906.

On December 1, 1906, Abram Reed, the father of the applicants was notified that if it was claimed that applications had been made for the enrollment of the applicants within the time limited by law, he should appear before the Choctaw Land Office at Atoka, Indian Territory any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such applications within the required time. No evidence was submitted in support of such application.

I am of the opinion that inasmuch as no application was made for the enrollment of the applicants, Henry Reed and Minnie Reed, as Choctaw freedmen within the time limited by the provisions of Section 2 of the Act of Congress approved April 26, 1906 (34 Stats., 137), I am without authority to receive or consider or make any record of any application for their enrollment as such, and that I should decline to receive or consider the same, and it is so ordered.



Commissioner.

Muskogee, Indian Territory,

FEB 11 1907

17-NB-441

COPY

Muskogee, Indian Territory, February 11, 1907.

Abram Reed,

Bokchito, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 11, 1907, declining to receive or consider the application for the enrollment of Henry Reed and Minnie Reed as Choctaw freedmen.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *James Bixby*

Commissioner.

Registered.

Incl. 17-NB-441

17-HB-441

COPY

Muskogee, Indian Territory, February 11, 1907.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 11, 1907, declining to receive or consider the application for the enrollment of Henry Reed and Minnie Reed as Choctaw freedmen.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Jame Bixby*

Commissioner.

Incl. 17-HB-441

COPY
Muskogee, Indian Territory, February 11, 1907.

The Honorable,

The Secretary of the Interior:

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Henry Reed and Minnie Reed as Choctaw freedmen, including the decision of the Commissioner to the Five Civilized Tribes, dated February 11, 1907, declining to receive or consider, said application.

Respectfully,

SIGNED *Tame Bixby*

Commissioner.

2 Incl.

Through the
Commissioner of Indian Affairs .

D. C. 1888-1907.

188.

L. E. D.

DEPARTMENT OF THE INTERIOR,

WASHINGTON. March 4, 1907.

6124, 6144, 6122, 6122, 6170-09.
6192, 6992, 7032, 7222, 7270-
7294, 7322, 7344, 7322, 7374-
7376, 7380, 7392, 7404, 7410-
7414, 7418, 7442, 7472, 7478-
7486, 7490, 7522, 7542, 7550-
7552, 7554, 7556, 7558, 7594-
7652, 7654, 7656, 7678, 7680-
7684, 7686, 7696, 7698, 7702-
7716, 7724, 7728 7734-

DIRECT.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw enrollment cases adverse to the applicants are hereby affirmed, viz:

Title of Case.	Date of your letter of transmittal.
Alex and Lee G. Lewis (Freedmen)	February 14, 1907.
Cora Bailey (Freedmen)	February 13, 1907.
Virginia and Dave Gilbert (Freedmen)	February 12, 1907.
Stella Warlow	February 16, 1907.
Seamus Pollock, et al.	December 24, 1906.
Nlysis and Sydney Praxler (Freedmen)	February 14, 1907.
Annie and Daniel Carter (Freedmen)	February 14, 1907.
Margie Hall (Freedmen)	February 16, 1907.
Lavera Perry (Freedmen)	February 7, 1907.
Willie and Jennie Roberts	February 6, 1907.
Clarence Vails	February 7, 1907.
Rebecca and Nannie Jeffries (Freedmen)	February 11, 1907.
L. V. Rhodes, et al.,	February 14, 1907.
Almoner Pitchlyns (Freedmen)	February 11, 1907.
Henry and Winnie Reed (Freedmen)	February 11, 1907.
Vivian V. and Clyde Parks	February 11, 1907.
Marvin Clifford Hanley	February 7, 1907.
Blanche E. Stark, et al.,	February 20, 1907.

Title of Case.	Date of your letter of transmittal.
James H. Law, (Intermarried)	February 6, 1907.
Hell Gerna (Miss. Choc)	February 7, 1907.
David and Mariadell Powell (Freedmen)	February 7, 1907.
Ramulo Hunt (Freedman)	February 7, 1907.
Clara and Annie Perry (Freedmen)	February 21, 1907.
Robert Thompson (Freedman)	February 21, 1907.
Washington and Roster Anthony (Freedmen)	February 21, 1907.
Ann and Emmett Wilson (Freedman)	February 21, 1907.
Doc Wilson (Freedman)	February 20, 1907.
Blanch Johnson (Freedman)	February 14, 1907.
Lurena May Everett (Miss. Choc.)	February 23, 1907.
Viola Warrior (Freedman)	February 21, 1907.
Kila Folsom, et al., (Freedman)	February 21, 1907.
Edward Adamsen (Freedman)	February 21, 1907.
Allie May and Ames Williams (Freedmen)	February 21, 1907.
John Ward, et al.	January 23, 1907.
Frank P. Morgan (Intermarried)	January 24, 1907.
Marion James Robins (Freedman)	February 21, 1907.
William C. York, et al.,	January 14, 1907.
William S. Watters, et al.,	February 23, 1907.
Charley Braggs (Freedman)	February 21, 1907.
Hattie Marie Stewart, et al.	February 25, 1907.
Robert McCoy (Freedman)	February 18, 1907.
George Chatman (Freedman)	February 21, 1907.
Louisa Perry (Freedman)	February 19, 1907.
John Albert Pantaky	February 26, 1907.
Nancy F. and Thurney McLarty	February 26, 1907.
Ruthes Shockey,	February 26, 1907.
Albert and Erner Piggee (Freedmen)	February 26, 1907.
Poling McKinney, et al., (Freedman)	February 26, 1907.

Copies of Indian Office letters submitting your reports and recommending that the decisions be approved, are inclosed.

A copy hereof and all the papers in the above-mentioned cases have been sent to the Indian Office.

Respectfully,

X. A. Hitchcock,
Secretary.

48 inc. and
98 for Ind. Of. with
copy hereof.
AFMc.
3-4-07.

Refer in reply to the following.

Land.
15487-1907.
D. C. 12853

DEPARTMENT OF THE INTERIOR,

OFFICE OF INDIAN AFFAIRS,

WASHINGTON.

March 1, 1907.

C O P Y

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed report from Commissioner Bixby, dated February 11, 1907, transmitting the record relative to the application for the enrollment of Henry Reed and Minnie Reed as Choctaw freedmen, including the decision of the Commissioner dated February 11, 1907, adverse to the applicants.

The decision of the Commissioner has been examined, and found to be correct, and its approval is recommended.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

JPB-LC.

17-NB-441

Muskogee, Indian Territory, April 13, 1907.

Abram Reed,

Bokchito, Indian Territory.

Dear Sir:

You are hereby advised that on March 4, 1907, the Secretary of the Interior affirmed the decision of the Commissioner to the Five Civilized Tribes, rendered February 11, 1907, declining to receive or consider the application for the enrollment of Henry Reed and Minnie Reed as Choctaw freedmen.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

17-HB-441

Muskogee, Indian Territory, April 23, 1907.

Hansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory,

Gentlemen:

You are hereby advised that on March 4, 1907, the Secretary of the Interior affirmed the decision of the Commissioner to the Five Civilized Tribes, rendered February 11, 1907, declining to receive or consider the application for the enrollment of Henry Reed and Minnie Reed as Choctaw freedmen.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

Choc. M. Fr. 442

Flora Lee Spring

M. Fr. 442

MINOR

442

ENROLLMENT

CHOCTAW FREEDMAN

Flora Lee Spring.

Decline to Receive Feb 12 1907

Record Forwarded Department. Feb 12 1907

Copy of Decision Forwarded Applicant
Feb 12 1907.

Copy of Decision Forwarded Attorneys For
Choctaw and Chickasaw Nations. Feb 12 1907

Action Approved By Secretary of Interior.
Mar 2 1907.

Notice of Departmental Action Forwarded
Attorneys For Choctaw And Chickasaw Nations
Apr 12 1907

Notice of Departmental Action Mailed
Applicant Apr. 12 1907.

ACT OF CONGRESS APPROVED APRIL 26, 1906

442

Muskogee, Indian Territory, September 27, 1906.

Lee B. Springs,

Mire, Indian Territory,

Dear Sir:

There have been received at this office affidavits
 of Georgie B. Springs and Elsie Brown to the birth of
 Flora Lee Springs child of Lee B. and Georgie B. Springs,
 December 20, 1906. W

You will be notified of such action as is taken in
 regard to the affidavits to the birth of this child.

Respectfully,

Commissioner.

Freedman
NB #442

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 22, 1906.

Flora Lee Springs

as a citizen of the

Choctaw Nation.

Choctaw Freedman.

Approved 190

Commissioner.

17-695

N B #442

Jul 26 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MEMBERS. ACT OF CONGRESS, APPROVED APRIL 22, 1904.

IN AN AFFIDAVIT FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Flora Lee Springs, born on the 28th day of December, 1905.
Name of Father: Leo B. Springs, a citizen of the Choctaw Nation.
Name of Mother: Georgia C. Springs, a citizen of the United States Nation.
Tribal enrollment of father: Tribal enrollment of mother:

Postoffice:

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Central District.

I, Georgia B. Springs, on oath state that I am 27
years of age and a citizen by of the United States Nation;
that I am the lawful wife of Leo B. Springs, who is a citizen, by
Adoption of the Choctaw Nation; that a female child was
born to me on 28th day of December, 1905; that said child has been named
Flora Lee Springs and was living March 4, 1906.

her
Georgia B. Springs
mark

WITNESSES TO MARK:

J. Wesley Smith
[Must be Two Witnesses] { Elsie Brown

Subscribed and sworn to before me this 24 day of July, 1906.

(SEAL)

I. H. Windsor

Notary Public.

My commission expires Oct. 10, 1908

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Central District.

I, Elsie Brown, a midwife on oath state that I
attended on Georgia C. Springs, wife of Leo B. Springs,
on the 28 day of December, 1905; that there was born to her on said date a female
child; that said child was living March 4, 1906, and is said to have been named Flora Lee
Springs
Elsie Brown

WITNESSES TO MARK:

[Must be Two Witnesses] {
.....

Subscribed and sworn to before me this 24 day of July, 1906.

(SEAL)

I. H. Windsor

My commission expires Oct. 10, 1908

Notary Public

17-695

Muskogee, Indian Territory, December 1, 1907.

Leo B. Springs,
Mountain, Indian Territory .

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on July 26, 1906, for the enrollment of your child Flora Lee Springs, as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906 are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your child above named prior to July 25, 1906 you should appear before the Choctaw Land Office at Atoka, Indian

-2-

Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

17-WB-442
W-A-P

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the alleged application for the enrollment of Flora Lee Springs as a Choctaw freedman.

DECISION

It appears from the record herein that on July 26, 1906, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Flora Lee Springs as a Choctaw freedman.

It does not appear from the records of this office that any application of any nature whatsoever had been received for the enrollment of the applicant prior to July 26, 1906.

On December 1, 1906, Leo B. Springs, father of applicant, was notified that if it was claimed that an application had been made for the enrollment of said applicant as a Choctaw freedman prior to July 26, 1906, he should appear at the Choctaw Land Office at Atoka, Indian Territory, before January 1, 1907, and give testimony relative to the submission of said application within the time limited by the provisions of the Act of Congress approved April 26, 1906, (34 Stats., 137). No evidence was offered in support of said application.

I am of the opinion that inasmuch as no application was made for the enrollment of Flora Lee Springs as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906, (34 Stats., 137), I am, therefore, without authority to receive or consider or make any record of any application for her enrollment as such, and that I should decline to receive the same, and it is so ordered.


Commissioner.

Muskogee, Indian Territory.
FEB 12 1907

17-NB-442

COPY

Muskogee, Indian Territory, February, 12, 1907.

Leo Bennett Spring,

Mountain, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 12, 1907, declining to receive or consider the application for the enrollment of Flora Lee Spring as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tame Bixby*

Commissioner.

Registered.

Incl. 17-NB-442

17-NB-442

COPY

Muskogee, Indian Territory, February 12, 1907.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes rendered February 12, 1907, declining to receive or consider the application for the enrollment of Flora Lee Spring as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *James Bixby*

Commissioner.

Incl. 17-NB-442

COPY

Muskogee, Indian Territory, February 12, 1907.

The Honorable,

The Secretary of the Interior:

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Flora Lee Spring as a Choctaw freedman, including the decision of the Commissioner to the Five Civilized Tribes, dated February 12, 1907 declining to receive or consider said application.

Respectfully,

SIGNED

Tame Blaby
Commissioner.

2 Incl.

Through the
Commissioner of Indian Affairs.

R. C. LEACH-1907.

J.
O. K.

DEPARTMENT OF THE INTERIOR,

WASHINGTON. March 2, 1907.

SEN.

I. T. R.

6196, 6216, 6220, 6224-07.
6236, 6246, 6266, 6272-07.
6284, 6288, 6290, 6302-07.
6306, 6478, 6480, 6486-07.
6492, 6506, 6508, 6514-07.
6518, 6530, 6532, 6536-07.
6672, 6674, 6682, 6692-07.
6694, 6700, 6704, 6722-07.
6724, 6734, 6736, 6765-07.
6742, 6758, 6782-07.
6784, 6786, 6796-07.
6798, 6806, 6816, 6826-07.
6828, 6830-07.

DIRECT.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are enclosed:

Title of Case.	Title of Your Letter of Transmittal.
Richard Floyd (Freedman)	February 13, 1907.
Dave and Addie May Bailey (Freedmen)	February 13, 1907.
Archie and Lacey McKinney (Freedmen)	February 16, 1907.
Nemie Cochran (Freedman)	February 13, 1907.
Hanny Cole and Lisa Ellen Cole (Freedmen)	February 14, 1907.
H. C. Seale, et al.	February 14, 1907.
Wesley and Laveter Artry (Freedmen)	February 14, 1907.
Willie J. Gideon, et al.,	December 28, 1906.
Hann and Evaline Jackson,	February 14, 1907.
Ida Bell Bennett,	February 16, 1907.

Title of Case.	Date of your Letter of Transmittal.
Wenle Warner, et al., (Freedman)	February 16, 1907.
Katie Simpson, et al.,	February 16, 1907.
Raymond Henry Davis,	February 14, 1907.
Hansy T. Wilson, et al., (Miss. Choc.)	February 12, 1907.
J. N. Hill and Newton Hill,	January 23, 1907.
Piera Lee Spring (Freedman)	February 12, 1907.
William Edgar and Oscar Jeffreys, (Miss. Choc.),	February 11, 1907.
Celestine Pierce (Freedman)	February 13, 1907.
Hiaz Cubit (Freedman)	February 13, 1907.
Lucretia Madnet, et al.,	February 15, 1907.
Susan A. Baird,	February 15, 1907.
William Allen Gee (Miss. Choc.),	February 12, 1907.
Kila Williams (Freedman),	February 13, 1907.
Ida Gilbert,	February 12, 1907.
Hable Everidge (Freedman),	February 15, 1907.
Duckie May Mabrie (Freedman)	February 15, 1907.
Cornelius and Vaneda Riddle (Freedman)	February 15, 1907.
Jimmie Lee Alexander (Freedman)	February 13, 1907.
Fred M. Patterson et al.,	February 15, 1907.
Ed Childers et al. (Freedman),	February 12, 1907.
Lizzie Dennis (Freedman),	February 15, 1907.
Hellen D'Grace McMarty	February 12, 1907.
Hable Bailey and Susan Anna Bailey (Freedman)	February 13, 1907.
John Lewis (Freedman)	February 15, 1907.
Amanda Mutchy, (Freedman)	February 15, 1907.
Hatt Davis, et al.,	February 15, 1907.
Marjie Record (Freedman)	February 15, 1907.
Laura Henry (Freedman)	February 14, 1907.
Ollie Webster (Freedman)	February 15, 1907.
James McCall,	February 15, 1907.
Hellie Elizabeth Kendrick (Freedman),	February 15, 1907.
Elwood Judy (Freedman),	February 15, 1907.
Oscar Brown (Freedman),	February 15, 1907.
Verna Verniti Bryant,	February 13, 1907.
Richard R. Perry (Freedman),	February 15, 1907.
James Luke Tubbee (Miss. Choc.)	February 20, 1907.
Klaina Herryman (Miss. Choc.),	February 20, 1907.
Ethel Rogers (Miss. Choc.),	February 20, 1907.

A copy hereof and all the papers in the above mentioned

cases have been sent to the Indian Office.

Respectfully,

James E. Wilson,

Assistant Secretary.

W.F. 2-3-07.

48 inc. and 96 inc.
for Ind. Of.

Refer in reply to the following:

Copy.

Land.
16003, 1907.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 28, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to invite your attention to the enclosed record of the Commissioner to the Five Civilized Tribes in the matter of the alleged application for the enrollment of Flora Lee Spring as a Choctaw freedman.

The Commissioner in his decision sets out the record concerning the attempted application for the enrollment of the applicant, and on February 13, 1907, determined that it did not appear from the records of his office that any application of any nature whatsoever had been made for the enrollment prior to July 26, 1906, and for that reason rejected her.

It is evident that no application was made for the enrollment of Flora Lee Spring within the time prescribed by law, and for that reason it is recommended that the decision of the Commissioner be approved.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

KRM-Y.

27-22-442

Muskogee, Indian Territory, April 12, 1907.

Leo Bennett Spring,
Mountain, Indian Territory.

Dear Sir:

You are hereby advised that on March 8, 1907, the Secretary of the Interior affirmed the decision of this office of February 12, 1907, declining to receive or consider the application for the enrollment of Flora Lee Spring as a Choctaw freedman.

Respectfully,

Commissioner.

17-No-448

Muskogee, Indian Territory, April 12, 1907.

Manafield, Murray & Gornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 12, 1907, declining to receive or consider the application for the enrollment of Flora Lee Spring as a Choctaw freedman.

Respectfully,

Commissioner.

Choc. M. Fr. 443

Leeguster Shoals

M. Fr. 443

443

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

Leeguster Shoals

Decline to receive Feb 14 1907

Record Forwarded Department. Feb 14 1907

Action Approved By Secretary of Interior.
Mar 2 1907

Notice of Departmental Action Forwarded
Attorneys for Choctaw And Chickasaw
Nations. Mar 25 1907

Notice of Departmental Action Mailed
Applicant. Mar 25 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

443

the not identified

Muskogee, Indian Territory, September 27, 1906.

Aron Shoals,

Shawneetown, Indian Territory.

Dear Sir:

There have been received at this office affidavits of Amelia Shoals and Martha Smith to the birth of Leeguster Shoals child of Aron and Amelia Shoals, October 29, 1906.

You will be notified of such action as is taken in regard to the affidavits to the birth of this child.

Respectfully,

Commissioner.

NB# 443

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

...Leaguster Shoals.....

as a citizen of

...Choctaw Freedman..... Nation.

Approved..... 190...

.....
Commissioner.

NB. 413
Jul 26, 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the... Choctaw... Nation,
of Leaguster Shoals...
[Here insert name of child]
born on the 29... day of Oct... 1905.
Name of Father: Aron Shoals... a citizen of the Choctaw... Nation.
Name of Mother: Amelia Shoals... a citizen of Choctaw... Nation.
Tribal enrollment of father: Choctaw... Tribal enrollment of mother: Choctaw...
Postoffice: Shawnaetown, O.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
... Central... District.

I, ... Amelia Shoals... on oath state that I am... 21...
years of age and a citizen of Adoption... of the... Choctaw... Nation;
that I am the lawful wife of... Aron Shoals... who is a citizen, by
... Adoption... of the... Choctaw... Nation; that a female child was
born to me on 29... day of Oct... 1905; that said child has been named
... Leaguster Shoals... and was living March 4, 1906.

Amelia Shoals

WITNESSES TO MARK:

[Must be Two Witnesses] { Nina Shoals
Alfred Shoals

Subscribed and sworn to before me this 24... day of July... 1906.

(SEAL)

Sam T. Wright

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
... Central... District.

I, ... Martha Smith... a Mid-Wife... on oath state that I
attended on Amelia Shoals... wife of... Aron Shoals...
on the 29... day of Oct... 1905; that there was born to her on said date a female
child; that said child was living March 4, 1906, and is said to have been named Leaguster Shoals.

her
Martha x Smith

WITNESSES TO MARK:

[Must be Two Witnesses] { Nina Shoals
Alfred Shoals

Subscribed and sworn to before me this 24... day of July... 1906.

(SEAL)

Sam T. Wright

Notary Public.

17-1300.

Muskogee, Indian Territory, December 1, 1906.

Aaron Shoals,

Shawneetown, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on July 26, 1906, for the enrollment of your child, Leaguster Shoals, as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your child, above named, prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the

purpose of presenting testimony relative to the submission of
such application within the required time.

Respectfully,

Commissioner.

17-ND-443.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the alleged application for the enrollment of Leeguster Shoals as a Choctaw freedman.

It appears from the record herein that on July 26, 1906, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Leeguster Shoals as a Choctaw freedman.

It further appears from the record herein that the proof of birth in support of the application for the enrollment of the applicant was executed July 24, 1906, before Sam T. Wright, a notary public.

It does not appear from the records of this office that any application of any nature whatsoever had been made for the enrollment of the applicant prior to July 26, 1906.

On December 1, 1906, Aaron Shoals, the father of the applicant, was notified that if it was claimed that application had been made for the enrollment of the applicant within the time limited by law, he should appear before the Choctaw Land Office at Atoka, Indian Territory any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time. No evidence was submitted in support of such application.

I am of the opinion that inasmuch as no application was made for the enrollment of the applicant, Leeguster Shoals, as a Choctaw freedman, within the time limited by the provisions of Section 2 of the Act of Congress approved April 26, 1906 (34 Stat. 137), I am without authority to receive or consider or make any record of any application for her enrollment as such, and that I should decline to receive or consider the same, and it is so ordered.


Commissioner.

Muskogee, Indian Territory,

FEB 14 1907

17-NB-443

COPY

Muskogee, Indian Territory, February 14, 1907.

Aaron Shoals,

Shawneetown, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 14, 1907, declining to receive or consider the application for the enrollment of Leeguster Shoals as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *James Bixby*

Commissioner.

Registered.

Incl. 17-NB-443

17-NE-443

COPY

Muskogee, Indian Territory, February 14, 1907.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 14, 1907, declining to receive or consider the application for the enrollment of Leeguster Shoals as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *James Bixby*

Commissioner.

Incl. 17-NE-443

COPY

Muskogee, Indian Territory, February 14, 1907.

The Honorable,

The Secretary of the Interior:

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Leeguster Sheals as a Choctaw freedman, including the decision of the Commissioner to the Five Civilized Tribes, dated February 14, 1907, declining to receive or consider said application.

Respectfully,

SIGNED *Jams Bixby*

Commissioner.

2 Incl.

Through the
Commissioner of Indian Affairs.

J.P. (

DEPARTMENT OF THE INTERIOR,

D.C. 12633-1907.

WASHINGTON.

C.I.

I.T.D.

6158; 6158; 6176; 6178;
6180; 6202; 6212; 6222;
6234; 6240; 6256; 6258;
6264; 6268; 6270; 6282;
6294; 6296; 6334; 1907.

March 2, 1907.

I RS.

DIRECT.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases, adverse to the applicants, are hereby affirmed. Copies of Indian Office letters, submitting your reports and recommending that the decisions be affirmed, are enclosed:

Title of Case.	Date of Your Letter of Transmittal.
Robert Ward and Willie Ward (Freedmen),	February 12, 1907.
Jana Robinson (Freedman),	February 12, 1907.
Anderson Gilbert (Freedman),	February 16, 1907.
Bether Butler (Freedman),	February 13, 1907.
Aaron Hunter and Rosetta Hunter (Freedmen)	February 13, 1907.
Cornelius Hyatt, Jr.	February 14, 1907.
Vivian Virginia Murphy and Edith M. Murphy,	February 14, 1907.
Fannie and Hughey McNeely,	February 14, 1907.
Siras Jeffie Burris et al. (Freedmen),	February 14, 1907.
Solomon Wilson, Jr. (Freedman),	February 12, 1907.
Gus Willis (Freedman),	February 14, 1907.
Iecana and Fannie Robinson (Freedmen),	February 14, 1907.
Mary Butler (Freedman),	February 14, 1907.
Leeguster Shoals (Freedman),	February 14, 1907.
Green Butler (Freedman),	February 13, 1907.
Robert McAfee (Freedman),	February 14, 1907.
Minnie McKinney (Freedman),	February 14, 1907.
William Fay and Lona Otto Nelson,	February 16, 1907.
John Henry and Fred Daniels (Freedmen),	February 12, 1907.

-2-

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse H. Wilson

Assistant Secretary.

19 inc. and 38 inc. to
Ind. Of.

W.C.P. 2/1/07.

Refer in reply to the
following:

-Cop -

DEPARTMENT OF THE INTERIOR,
D. C. 12635-1907. OFFICE OF INDIAN AFFAIRS,
Land
16309-1907.
WASHINGTON.

February 28, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from Commissioner Gribb,
dated February 14, 1907, transmitting the record relative to
the application of Lee Jester Shoals for enrollment as a
Choctaw freedman, together with his decision of February 14,
1907, rejecting the application. The record has been examined
and it is believed the Commissioner's decision is correct.
Its approval is recommended.

Very respectfully,

C. F. Larrabee

Acting Commissioner.

GAW-GH.

17-NB-443

Maskogee, Indian Territory, March 25, 1907.

Aaron Sheals,

Shawneetown, Indian Territory.

Dear Sir:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 14, 1907, declining to receive or consider the application for the enrollment of Leeguster Sheals as a Choctaw freedman.

Respectfully,

Commissioner.

17-10-443

Wahkiakum, Indian Territory, March 25, 1907.

Manfield, McMurray & Oernish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 14, 1907, declining to receive or consider the application for the enrollment of Leaguster Sheals as a Choctaw freedman.

Respectfully,

Commissioner.

Choc. M. Fr. 444.

Erna Brown

M. Fr. 444

MINOR

444

ENROLLMENT

CHOCTAW FREEDMAN

Erna Brown

Decline to receive Feb 19 1907

Record Forwarded Department. Feb 19 1907

Action Approved By Secretary of Interior
Mar 4 1907

Notice of Departmental Action Forwarded
Attorneys For Choctaw And Chickasaw
Nations. Apr 5 1907

Notice of Departmental Action Mailed
Applicant Apr 5 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

444

N B # 444

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Erna Brown

as a citizen of

Choctaw Nation.

Choctaw Freedmen

Approved. 190...

Commissioner.

Department of the Interior
Commissioner to the Five Civilized Tribes

F I L E D

Jan 5, 1907

Tams Bixby Commissioner.

N B # 444

Recd
Dec 31-06

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the..... Choctaw..... Nation,
of Erna Brown....., born on the 7..... day of Sep..... 1903
[Here insert name of child]
Name of Father: John Brown..... a citizen of the..... U. S..... Nation.
Name of Mother: Cornelia Brown..... a citizen of the..... Choctaw..... Nation.
Tribal enrollment of father..... Tribal enrollment of mother..... Choctaw.....
Postoffice..... Port Towson, Ind Ter.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Central..... District. }

I, Cornelia Brown..... on oath state that I am..... 19.....
years of age and a citizen by..... adopen..... of the..... Choctaw..... Nation;
that I am the lawful wife of..... John Brown....., who is a citizen, by
..... Flood..... of the..... U. S..... Nation; that a..... Female..... was
[Male or Female]
born to me on..... 7..... day of..... Sep..... 1903; that said child has been named
..... Erna Brown..... and was living March 4, 1906.

Cornelia Brown.....

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this..... 29..... day of..... Dec..... 1906.

Thomas Fennell

Notary Public

SEAL

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Central..... District. }

I, Mary Gross..... midwife....., on oath state that I
attended on..... Cornelia Brown..... wife of..... John Brown.....
on the..... 7..... day of..... Sep..... 1903; that there was born to her on said date a..... Female.....
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named.....

Erna Brown.....

her

Mary X. Gross
mark

WITNESSES TO MARK:

[Must be Two
Witnesses]

R. E. Morrison.....
J. B. Tims.....

Subscribed and sworn to before me this..... 29..... day of..... Dec..... 1906.

Thomas Fennell

Notary Public

SEAL

17-MB-444

W A B

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the alleged application for the enrollment of Erna Brown as a Choctaw freedman.

DECISION

It appears from the record herein that on December 31, 1906, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Erna Brown as a Choctaw freedman.

It further appears from the record herein and from the records of this office that the applicant was born September 7, 1903, and is the daughter of Cornelia Brown, whose name appears opposite No. 5301 upon the final roll of Choctaw freedmen approved by the Secretary of the Interior August 22, 1905, and John Brown a non-citizen.

It does not appear from the records of this office that any application of any nature whatsoever had been received for the enrollment of the applicant prior to July 26, 1906.

It appears from the record herein that the affidavits of Cornelia Brown, mother of applicant, and Mary Cross, the attending midwife, were executed on December 29, 1906, and were received by the Commissioner at this office December 31, 1906.

I am of the opinion that inasmuch as no application was made for the enrollment of Erna Brown as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906, (34 Stats., 137), I am therefore without authority to receive or consider or make any record of any application for her enrollment as such; that I should decline to receive the same, and it is so ordered.


Commissioner.

Muskogee, Indian Territory,

FEB 19 1907

17-NB-444

COPY

Muskogee, Indian Territory, February 19, 1907.

John Brown,

Fort Towson, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 19, 1907, declining to receive the application for the enrollment of Erna Brown as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Jame Bixby*

Commissioner.

Registered.
Incl. 17-NB-444.

17-NB-444.

COPY

Manhogue, Indian Territory, February 19, 1907.

Manfield, McMurray & Cornish,

Attorneys for the Choctaw & Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 19, 1907, declining to receive the application for the enrollment of Erna Brown as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tame Dixby*

Commissioner.

Incl. 17-NB-444.

COPY

Muskogee, Indian Territory, February 19, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Erna Brown as a Choctaw freedman, including the decision of the Commissioner to the Five Civilized Tribes, dated February 10, 1907, declining to receive said application.

Respectfully,

SIGNED. *Jane Bixby*

Commissioner.

2 Incl. 17-NE-444.

Through the
Commissioner of Indian Affairs.

B. C. 12871-1907.

J.P.

U. P.

DEPARTMENT OF THE INTERIOR,

WASHINGTON. March 4, 1907.

I. T. D.

6132, 6432, 6522, 6712-1907.

6868, 6872, 6876, 6880-

6884, 6888, 6890, 6892-

7294, 6896, 7296, 7332-

DIRECT.

Commissioner to the Five Civilized Tribes,

Waukegee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed.

Title of Case.

Date of your
letter of transmittal.

Emma Crawford, (intermarried)	February 15, 1907.
Sadie A. Stidham (intermarried)	February 15, 1907.
Soloe Hall (freedman)	February 15, 1907.
Lucretia Weatherly, et al.	February 12, 1907.
Charlotte Jones (freedman)	February 14, 1907.
Clayton Newlaway, et al. (freedman)	February 14, 1907.
Lillie Neah	February 21, 1907.
Agnes Childers (intermarried)	February 16, 1907.
Erna Brown (freedman)	February 19, 1907.
Sallie Schooley, et al.	February 22, 1907.
Abner Owens, et al. (freedman)	February 22, 1907.
Edna H. Gardner	February 21, 1907.
Mary W. Boyles, et al. (freedman)	February 20, 1907.
Rescoe Burney	February 21, 1907.
Richard S. Bennight, et al.	February 18, 1907.
Abigail Kimble, et al.	February 21, 1907.

A copy hereof and the papers in the above mentioned

-2-

cases have been sent to the Indian Office.

Respectfully,

H. A. Hitchcock,
Secretary.

16 inc. and
32 to Ind. Of.

WCF 3-5-07.

1AD
18352-1907.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

C O P Y

March 1, 1907.

The Honorable,

The secretary of the Interior.

Sir:

There is enclosed a report from Commissioner Bixby, dated February 19, 1907, transmitting the record relative to the enrollment of Erna Brown as a Choctaw freedman, including the decision of the Commissioner, dated February 19, 1907, adverse to the applicant.

The decision of the Commissioner has been examined and is found to be correct, and it is recommended for approval.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

HRD-LC.

19-MB-444

Muskogee, Indian Territory, April 6, 1907.

John Brown,

Fort Yawnson, Indian Territory.

Dear Sir:

You are hereby advised that on March 4, 1907, the Secretary of the Interior affirmed the decision of the Commissioner to the Five Civilized Tribes, rendered February 19, 1907, declining to receive the application for the enrollment of Erna Brown, as a Choctaw freedman.

Respectfully,

Iso. D. Rodgers.

Acting Commissioner.

17-EB-444

Muskogee, Indian Territory, April 5, 1907.

Mansfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 4, 1907,
the Secretary of the Interior affirmed the decision of the
Commissioner to the Five Civilized Tribes, rendered February
19, 1907, declining to receive the application for the
enrollment of Erna Brown as a Choctaw freedman.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

17--1532

Muskogee, Indian Territory, January 10, 1907.

John Brown,

Fort Towson, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Cornelia Brown and Mary Groes to the birth of Erna Brown, child of John and Cornelia Brown, September 7, 1903; also marriage license and certificate between John Brown and Conna Neale.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your above named child prior to July 25, 1906, you should appear at the General Office at Muskogee, Indian Territory, any time during the month of January 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

17-Nn-844

Muskogee, Indian Territory, February 15, 1907.

Hall Greenwood,

Lenton, Indian Territory.

Dear sir:

You are hereby advised that on February 15, 1907, the Commissioner to the Five Civilized Tribes entered an order dismissing the application for the enrollment of Seely Greenwood as a citizen of the Choctaw Nation for the reason that said child died prior to March 4, 1905.

Respectfully,

Commissioner.

17-NB-444

Muskogee, Indian Territory, March 7, 1907.

Cornelia Brown,

Fort Towson, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of your letter of February 23, 1907, asking relative to the application for the enrollment of your daughter Erner Brown.

In reply to your letter you are advised that on February 19, 1907, the Commissioner to the Five Civilized Tribes rendered a decision declining to receive the application for the enrollment of your child Erna Brown and on the same date the record in this case was forwarded to the Secretary of the Interior. You will be notified of Departmental action in this case.

Respectfully,

Commissioner.

17-22-44

87

Muskogee, Oklahoma, July 24, 1909.

Cornelia Brown,

Ft. Towson, Oklahoma.

Madam:

There is returned herewith your marriage license
and certificate filed in the matter of the enrollment of
your child as a minor Choctaw freedman.

Respectfully,

Commissioner.

CM-24-2

Choc. M. Fr. 445

Newton Nail

M. Fr. 445

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

Newton Nail

Decline to Receive Feb 9 1907

Copy of Decision Forwarded Applicant
Feb 9 1907Copy of Decision Forwarded Attorneys for
Choctaw and Chickasaw Nations. Feb 9 1907

Record Forwarded Department. Feb 9 1907

Action Approved By Secretary of Interior
Mar 1 1907Notice of Departmental Action Forwarded
Attorneys for Choctaw And Chickasaw
Nations. Apr 3 1907Notice of Departmental Action Forwarded
Attorney for Applicant. Apr 3 1907

ACT OF CONGRESS APPROVED APRIL 27, 1906

Notice of Departmental Action Mailed
Applicant Apr 3 1907.

Muskogee, Indian Territory, September 27, 1906.

Alex Nail,

Wapameka, Indian Territory.

Dear Sir:

There has been received at this office affidavit of
Rose Nail to the birth of Newton Nail child of Alex and Rose
Nail, August 15, 1903.

You will be notified of such action as is taken in
regard to the affidavit to the birth of this child.

Respectfully,

Commissioner.

17-955

Muskogee, Indian Territory, December 1, 1906.

Alex Nail,

Wapanucka, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on July 26, 1906, for the enrollment of your child, Newton Nail, as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your above named children prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

17-WB-448

Muskogee, Indian Territory, April 20, 1907.

Alex Nail,

Wapanucka, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of April 15, 1907, in which you ask to be advised why your child Newton Nail was rejected; you state that there are other children in your neighborhood who were born since your child and that they have been enrolled and you do not understand why your child was rejected.

In reply to your letter you are advised that it does not appear that an application was made for the enrollment of Newton Nail as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906, and the Commissioner to the Five Civilized Tribes was without authority to receive the application for the enrollment of Newton Nail as a minor Choctaw freedman.

Respectfully,

Commissioner.

N.B.445

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

.....**Newton Nail**.....

as a citizen of

.....**Choctaw**..... **Nation.**

Approved..... 190...

.....
Commissioner.
.....

Jan 2, 1907

**DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.**

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Newton Nail born on the 15 day of August 1903
[Here insert name of child]
Name of Father: A. J. Nail a citizen of the Choctaw Nation.
Name of Mother: Rose Nail a citizen of the Choctaw Nation.
Tribal enrollment of father: Choctaw Tribal enrollment of mother: Choctaw
Postoffice: Vapanucka, I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Central Judicial District. }

I, Rose Nail, on oath state that I am Fifty
years of age and a citizen Adoption of the Choctaw Nation;
that I am the lawful wife of A. J. Nail, who is a citizen, by
Adoption of the Choctaw Nation; that a Male child was
[Male or Female]
born to me on 15 day of August 1903; that said child has been named
Newton Nail and was living March 4, 1906.

Rose Nail

WITNESSES TO MARK:

[Must be Two Witnesses] { C. A. Skeen
E. G. Abram

Subscribed and sworn to before me this 3 day of Dec 1906.

A. A. Faulk

Notary Public.

(SEAL)

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Central Judicial District. }

I, Vina Mc Donald, a Mid-wife on oath state that I
attended on the above named mid wife of wife died April 1905
on the day of 1; that there was born to her on said date a
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named.

WITNESSES TO MARK:

[Must be Two Witnesses] {
}

Subscribed and sworn to before me this day of 1906.

Notary Public.

17- N.B. #445

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

..... Newton Nail

as a citizen of

..... Choctaw Nation.

Choctaw Freedman

Approved..... 190...

.....
Commissioner.
.....

17-985

N.B 445

Jul 26, 19 06

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Newton Nail, born on the 15 day of Aug 1903
[Here insert name of child]
Name of Father: Alex Nail a citizen of the Choctaw Nation.
Name of Mother: Rose nail a citizen of the Choctaw Nation.
Tribal enrollment of father: Tribal enrollment of mother:
Postoffice: Wapanucka I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
..... central District. }

I, Rose nail, on oath state that I am 48
years of age and a citizen by adoption of the Choctaw Nation;
that I am the lawful wife of Alex nail, who is a citizen, by
adoption, of the Choctaw Nation; that a Male child was
born to me on 15th day of Aug 1903; that said child has been named
Newton Nail and was living March 4, 1906.

Rose X Nail
mark

WITNESSES TO MARK:

[Must be Two Witnesses] { Charley Younger
.....
Chas Abram

Subscribed and sworn to before me this 24 day of July 1906.

E. J. Ball

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
..... District. }

I,, on oath state that I
attended on, wife of
on the day of; that there was born to her on said date a
child; that said child was living March 4, 1906, and is said to have been named
[Male or Female]

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this day of 1906.

Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES,
CHOCTAW LAND OFFICE

Atoka, Indian Territory, December 31, 1906:

In the matter of the application for the enrollment of Newton Nail as a Choctaw freedman.

ALEX NAIL, being first duly sworn testified as follows:

Examination by the Commissioner.

- Q What is your name? A Alex Nail.
Q How old are you? A Sixty-four.
Q What is your Post Office address? A Wapanucka, I.T.
Q Do you appear here today for the purpose of giving testimony in the matter of the application for the enrollment of your child, Newton Nail, as a Choctaw freedman? A Yes sir.
Q Did you receive a letter from the Commissioner notifying you to appear here before January 1, 1907, and give testimony in this matter? A Yes sir.
Q Are you the father of Newton Nail? A Yes sir.
Q Is he now living? A Yes sir.
Q What is the name of your father? A Sam Perry.
Q What is the name of your mother? A Sallie Perry.
Q Was she also known under the name of Sallie Nail? A Well she has been dead so long, I suppose she went after her daddy, I don't know whether they called her Sallie Perry or Sallie Nail.
Q Are Lorenzo and Clarence Nail your children? A Yes sir.
Q How many other children have you? A Claude, Aurilla and five others.
Q What was the name of your owner? A Johathan Nail.

The name of Alex Nail appears opposite No. 2027 on the approved roll of Choctaw freedmen, and on Choctaw freedman field card No. 955 at No. 1 thereon.

- Q What is the name of the mother of Newton Nail? A Rose Nail.
Q Is she now living? A Yes sir.
Q Is she a Choctaw freedman? A Yes sir.
Q What is the name of her father? A Dave McCoy.
Q What was the name of her mother? A Mandy McCoy.
Q Is she also the mother of the other children you have mentioned in this testimony? A Yes sir.

The name of Rose Nail appears opposite No. 2028 on the approved roll of Choctaw freedmen and on Choctaw freedman field card No. 955 at No. 2 thereon.

- Q There was received by the Commissioner to the Five Civilized Tribes on July 26, 1906, an application for the enrollment of Newton Nail as a Choctaw freedman, and the affidavit of Rose Nail, the mother of said Newton Nail, which affidavit was signed and executed on July 24, 1906, before E. J. Ball, a notary public; were you present when this application and affidavit was made?
A Yes sir.
Q What did you do with the application and affidavit after they were made and executed?

(2)

- A Why I put them in an envelope and carried them right to the Post Office and mailed them.
- Q What Post Office? A Wapanucka.
- Q You mailed them to the Commissioner at Muskogee on the same day they were made and executed? A Yes sir I did.
- Q That was on July 24, 1906? A Yes sir that's what he said.
- Q Did you ever have the mid-wife or attending physician sign and execute an affidavit relative to the birth of Newton Nail?
- A Yes sir.
- Q Was it the doctor or mid-wife? A Just a woman.
- Q What was the name of the mid-wife? A Vina McDonald.
- Q When did Vina McDonald execute an affidavit relative to the birth of Newton Nail? A When we first got notice of the enrollment business.
- Q When was that? A I don't know exactly; it was in the winter time.
- Q How long ago was that? A Two years ago this Winter I think.
- Q Did the mid-wife sign and execute an affidavit at that time?
- A Yes sir.
- Q What did you do with that affidavit? A Mr. Ball just layed it away in his safe; it was reported it was no use to send it in and before we got another affidavit she died.
- Q Do you know where that affidavit is now? A No sir, I don't.
- Q Was there any one else present at the birth of Newton Nail?
- A Just myself, just us three old people there.
- Q Will you make an effort to secure the affidavit of Vina McDonald and sent it to the Commissioner at Muskogee? A Yes sir.
- Q Can you secure the affidavits of two witnesses who know the time that Newton Nail was born? A Yes sir, I can.

Witness Excused.

RICHARD EASTMAN, being first duly sworn testified as follows:

Examination by the Commissioner.

- Q What is your name? A Richard Eastman.
- Q Do you know Alex Nail? A Yes sir.
- Q How long have you known him? A I have been knowing him about fifteen years.
- Q Are you a neighbor of his? A Yes sir.
- Q Do you know his wife? A Yes sir.
- Q ~~What is her name?~~ A Rose Nail.
- Q Have they a child by the name of Newton Nail? A Yes sir.
- Q Do you know about how old that child is now? A Yes sir, about three years old.
- Q Have you a child of your own by the name of Isaac Eastman?
- A Yes sir.
- Q When was that child born? A I can't remember the day.
- Q In what month and year? A It was born in November three years ago.
- Q Is this child, Newton Nail, older or younger than your child, Isaac Eastman? A To my best judgment as I remember it Newton Nail is a little the oldest.
- Q This is all you know about that child then? A Yes sir.
- Q You can't swear positively when he was born or how old he is?
- A No sir, not positively.
- Q You think he is something over three years old now? A Yes sir.

Witness Excused.

EX MOLSIE BUTLER, being first duly sworn testified as follows:

Examination by the Commissioner.

- Q What is your name? A Molsie Butler.
Q How old are you? A I will soon be twenty-nine.
Q What is your Post Office address? A Wapanucka, I.T.
Q Are you a Choctaw freedman? A Yes sir.
Q Do you know Alex Nail who just testified in this matter?
A Yes sir
Q Are you a near neighbor of his? A Yes sir.
Q How far do you live from him? A About 300 yards.
Q Have they got a child by the name of Newton Nail? A Yes sir.
Q About how old is that child now? A Its a little over three years old.
Q Do you know about when Newton Nail was born? A Yes sir.
Q When was he born? A About August 1903.
Q Is this child now living? A Yes sir/
Q Do you know Vina McDonald? A Yes sir.
Q Does she act as a mid-wife sometimes? A Yes sir.
Q Do you know whether she acted as mid-wife at the birth of Newton Nail? A Yes sir.
Q When did Vina McDonald die? A She has been dead now over a year.
Q Have you a child of your own that is a new born?
A Yes sir.
Q When was that child born? A July 14, 1904.
Q What is the name of that child? A Cleo Butler.
Q Was Newton Nail born before your child? A Yes sir.
Q About how long before? A About one year.
Q Who was the mother of Newton Nail? A Rose Nail.
Q How long after the birth of Newton Nail was you at the house of Alex Nail? A When he was about six months old.
Q How do you know that Rose Nail was the mother of Newton Nail?
A I went to her house and she was nursing it.

Witness Excused.

I, Charles Bozarth, stenographer to the Commissioner to the Five Civilized Tribes, on oath state that the above is a full, true and correct transcript of my stenographic notes as taken in said cause on said date.

Charles Bozarth

Subscribed and sworn to before me this 3 day of January, 1907.

W. H. Ingell

Notary Public.

17-N.B.-445
W.A.B.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the alleged application for the enrollment of Newton Nail as a Choctaw freedman.

---ooOoo---

It appears from the record herein that on July 26, 1906, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Newton Nail as a Choctaw freedman.

On December 31, 1906, Alex Nail, father of the applicant appeared before the Commissioner to the Five Civilized Tribes at Atoka, Indian Territory, and gave testimony for the purpose of showing whether or not application had been made for the enrollment of said applicant as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

On said date Alex Nail testified that on July 24, 1906, Rose Nail, mother of the applicant executed her affidavit relative to the birth of Newton Nail before one E. J. Ball, a notary public, and that said witness mailed said affidavit at Vapanucka, Indian Territory, on July 24, 1906, to the Commissioner at Muskogee, Indian Territory. Witness further testified that sometime prior to July 24, 1906, he had Vina McDonald, the attending midwife at the birth of Newton Nail, go before E. J. Ball, above mentioned, and make affidavit relative to the birth of said Newton Nail and that said affidavit was given the said Ball, who laid same away in his safe and before said witness could get another affidavit from said Vina McDonald, she had died.

It further appears from the record herein that the affidavit of Rose Nail, mother of the applicant, was executed on July 24, 1906, and that said affidavit was received by the Commissioner at this office on July 26, 1906.

It does not appear from the records of this office that any application was made for the enrollment of said applicant as a Choctaw freedman prior to July 26, 1906.

I am of the opinion that the evidence fails to establish that any application was made for the enrollment of Newton Nail as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), and that, therefore, I am without authority to receive or consider or make any record of any application for his enrollment as such and that I should decline to receive the same, and it is so ordered.

Muskogee, Indian Territory,

FEB 9 1907

Commissioner.

17-NB-445.

COPY

Muskogee, Indian Territory, February 9, 1907.

Alex Nail,

Wapanucka, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 9, 1907, declining to receive the application for the enrollment of Newton Nail as a Choctaw freedman.

The decision, with the record of proceedings in the case is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED

Jame Bixby

Commissioner.

Registered.
Incl. 17-NB-445.

17-NB-145.

COPY

Muskogee, Indian Territory, February 9, 1907.

Balls Brothers,

Atoka, Indian Territory.

Dear Sirs:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 9, 1907, declining to receive the application for the enrollment of Newton Nail as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED

Tamé Bixby

Commissioner.

Registered.

Incl. 17-NB-445

17-KB-445.

COPY

Muskogee, Indian Territory, February 9, 1907.

Mansfield, McMurray & Cornish,
 Attorneys for Choctaw and Chickasaw Nations,
 South McAlester, Indian Territory.

Dear Sirs:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 9, 1907, declining to receive the application for the enrollment of Newton Nail as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tame Bixby*

Commissioner.

Incl. 17-KB-445.

COPY

Muskogee, Indian Territory, February 9, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Newton Hall as a Choctaw freedman, including the decision of the Commissioner to the Five Civilized Tribes, dated February 9, 1907, declining to receive said application.

Respectfully,

SIGNED: *Jane Bixby*

Commissioner.

2 Incl. 17-Nb-445.

Through the
Commissioner of Indian Affairs.

COPY

IF
S.P.

DEPARTMENT OF THE INTERIOR

WASHINGTON

D. C. 12304-1907.

March 1, 1907.

I.T.D. 5520, 5560, 5562, 5564, 5578-1907.

5590, 5594, 5598, 5600, 5602-

5606, 5608, 5622, 5630, 5636-

LRS

Dirset.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed.

Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of Case.	Date of your letter of transmittal.
Arizona Goddard, et al.	January 23, 1907.
Callie B. Osburn	January 11, 1907.
John Thomas Owens, et al.	January 10, 1907.
Alfred F. Barbour	January 11, 1907.
Newton Hall (freedman)	February 9, 1907.
Bertha May Williams, et al.	December 1, 1906.
Leroy Braghears (freedman)	February 8, 1907.
J. M. La Rue Moore	December 24, 1906.
Florence M. Reeves	January 29, 1907.
Bella Ellis, et al. (Choc. or Chick.)	January 4, 1907.
Elberta Burris (freedman)	February 8, 1907.
Eldridge Lee Kirkland	January 28, 1907.
Clarence Henry Maddox, et al.	December 24, 1906.
Retta M. Morgan	January 29, 1907.
Noel Walker	January 4, 1907.

-2-

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse H. Wilson,

Assistant Secretary.

25 inc. and
30 to Ind. Of.

A.F.Mc.
3-1-07.

Land
14399-1907.

DEPARTMENT OF THE INTERIOR
OFFICE OF INDIAN AFFAIRS
WASHINGTON

February 25, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a record of the proceedings in the matter of the application of Newton Nail for enrollment as a Choctaw freedman, including the decision of the Commissioner to the Five Civilized Tribes dated February 9, 1907, adverse to the applicant.

The record shows that on July 25, 1906, there was received by the Commissioner to the Five Civilized Tribes the written application of Newton Nail for enrollment as a Choctaw freedman. On December 31, 1906, Alex Nail, father of the applicant, appeared before the Commission to the Five Civilized Tribes and gave testimony for the purpose of showing whether application had been made for the enrollment of the applicant as a Choctaw freedman within the time limited by law. The record further shows that the affidavit of Rose Nail, mother of the applicant, was executed July 24, 1906, and that the affidavit was received by the Commissioner on July 26, 1906.

Commissioner Bixby reports that it does not appear from the records of his office that any application was made for

The enrollment of the applicant prior to July 25, 1936.
Therefore, by reason of the provisions of the Act of April
22, 1936, (36 Stat. L., 137), the Office concurs in the de-
cision of Commissioner Hixby denying the enrollment of
Horton Hall as a Chester Freshman.

Very respectfully,

G. E. Larrabee,

Acting Commissioner.

ENC-1

17-12-02

Muskogee, Indian Territory, April 3, 1907.

Alex Hall,

Wagonmire, Indian Territory,

Dear Sir:

You are hereby advised that on March 1, 1907, the Secretary of the Interior affirmed the decision of this office of February 9, 1907, declining to receive the application for the enrollment of Newton Hall as a Choctaw freedman.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

27-WB-448

Muskogee, Indian Territory, April 3, 1907.

Ralls Brothers,

Attorney at Law,

Atoka, Indian Territory,

Gentlemen:

You are hereby advised that on March 1, 1907, the Secretary of the Interior affirmed the decision of this office of February 9, 1907, declining to receive the application for the enrollment of Newton Hall as a Choctaw freedman.

Respectfully,

Geo. D. Rodgers,

Acting Commissioner.

17-EB-448

Muskogee, Indian Territory, April 3, 1907.

Manafield, McMurray & Cernish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 1, 1907, the Secretary of the Interior affirmed the decision of this office of February 9, 1907, declining to receive the application for the enrollment of Newton Hall as a Choctaw freedman.

Respectfully,

Geo. D. Powers

Acting Commissioner.

Choc. M. Fr. 446

Sam Stewart

M. Fr. 446

446

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

Sam Stewart

Decline to receive Feb 11 1907

Action Approved By Secretary of Interior.
Mar 2 1907

Notice of Departmental Action Forwarded
Attorneys for Choctaw And Chickasaw
Nations. Apr 4 1907

Notice of Departmental Action Mailed
Applicant. Apr 4 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

446

Valliant P. P.

Dec 1, 1906

Commission in Charge.

This make the third Applacation I have made and have
not received an answer yet. I Hope I will here from this one.

Yours trully

Mit shell Stewart.

Commissioner to Five Tribes.

No 55850 Received Dec 26 1906.

17-1218

Muskogee, Indian Territory, January 7, 1906.

Mitchell Stewart,

Valliant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of December 1, 1906, inclosing affidavits of Josephine Stewart and D. O. Spencer to the birth of Sam Stewart, child of Mitchel and Josephine Stewart, August 3, 1904, and the same have been filed in the matter of the enrollment of said child.

Respectfully,

Commissioner.

NB #446

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

.....Sam Stewart.....

as a citizen of

.....Choctaw Freedmen. Nation.

Approved..... 190...

.....
Commissioner.

Department of the Interior
Commissioner to the Five Civilized Tribes.
F I L E D JAN 5 1907.
Tams Bixby, Commissioner.

Jan 2 1907.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MIXED. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Nation,
of Sam Stewart born on the 3 day of Aug 1904.
(Here insert name of child)
Name of Father: Mitchel Stewart a citizen of the Choctaw Nation.
Name of Mother: Josephine Stewart a citizen of the Choctaw Nation.
Tribal enrollment of father Tribal enrollment of mother
Postoffice Valliant, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, Josephine Stewart, on oath state that I am 20
years of age and a citizen by Col of the Choctaw Nation;
that I am the lawful wife of Mitchel Stewart, who is a citizen, by
Col of the Choctaw Nation; that a Male child was
born to me on 3 day of Aug 1904; that said child has been named
Sam Stewart and was living March 4, 1906.

Josephine Stewart (SEAL)

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 21 day of Dec 1906.

H. L. Fowler

Notary Public.

Valliant

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, D. O. Spencer, a Physician, on oath state that I
attended on Josephine Stewart, wife of Mitchel Stewart
on the 3 day of Aug 1904; that there was born to her on said date a Male
child; that said child was living March 4, 1906, and is said to have been named Sam Stewart

D. O. Spencer, M. D.

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this

21

day of

Dec

1906

(SEAL)

H. L. Fowler

Notary Public

Valliant, 1 T Dec 12 1906.

Commissioner in Charge

Sir I would like to of your whaather the young Choctaw freedmen will be entitle to an allotmt or not. I find in reading differnt papers that they are. If so I have two Son. One Name Sam Stewart, Born Aug 5 1904. The other one Born Oct 17 1906 His name is Edward Stewart, Farther Name Mitchel Stewart Mother Name Josephine Bolding Stewart. I am very much interressed in this matter. Please give my the best understanding about that matter, please answer me soon

yours Truly

Mitchel Stewart.

Commissioner to Five Tribes.

No. 54258

Received Dec 14 1906.

17-1218.

Muskogee, Indian Territory, December 20, 1906.

Mitchell Stewart,

Valliant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of December 12, 1906, asking if minor Choctaw freedmen are entitled to enrollment and if so that you be allowed to enroll your two children Sam Stewart born August 5, 1904 and Edward Stewart born October 17, 1906; you state that the mother of these children is enrolled as Josephine Bolding.

In reply to your letter you are advised that it appears from the records of this office that Mitchell Stewart and Josephine Bolding are both enrolled as Choctaw freedmen, and you are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such applications were made for

the enrollment of your children, above named, prior to July 26, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907 for the purpose of presenting testimony relative to the submission of such applications within the required time.

Respectfully,

Acting Commissioner.

17-NB-446.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the alleged application for the enrollment of Sam Stewart as a Choctaw freedman.

It appears from the record herein that on December 14, 1906, a letter was received from Mitchell Stewart in which he asked whether "young Choctaw freedmen will be entitled to an allotment or not" and giving the name of the applicant, Sam Stewart, among others, who might be entitled to enrollment as Choctaw freedmen. In reply thereto he was notified on December 20, 1906, that if it was claimed that applications were made for the enrollment of his children within the time limited by law, he should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such applications within the required time. No evidence was submitted in support of such applications.

It further appears from the record herein that on December 26, 1906, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Sam Stewart as a Choctaw freedman.

It does not appear from the records of this office that any application of any nature whatsoever had been made for the enrollment of the applicant prior to July 26, 1906.

I am of the opinion that inasmuch as no application was made for the enrollment of the applicant, Sam Stewart, as a Choctaw freedman within the time limited by the provisions of Section 2 of the Act of Congress approved April 26, 1906 (34 Stats. 137), I am without authority to receive or consider or make any record of any application for his enrollment as such, and that I should decline to receive or consider the same, and it is so ordered.


Commissioner.

Muskogee, Indian Territory,
FEB 11 1907

17-NB-446

COPY

Muskogee, Indian Territory, February 11, 1907.

Mitchell Stewart,

Valliant, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 11, 1907, declining to receive or consider the application for the enrollment of Sam Stewart as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *James Bixby*

Commissioner.

Registered.

Incl. 17-NB-446

17-NB-446

COPY

Muskogee, Indian Territory, February 11, 1907.

Manfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 11, 1907, declining to receive or consider the application for the enrollment of Sam Stewart as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED

Lame Bixby

Commissioner.

Incl. 17-NB-446



COPY
Muskogee, Indian Territory, February 11, 1907.

The Honorable,

The Secretary of the Interior:

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Sam Stewart as a Choctaw freedman, including the decision of the Commissioner to the Five Civilized Tribes, dated February 11, 1907, declining to receive or consider said application.

Respectfully,

SIGNED *Iame Bixby*

Commissioner.

2 Incl.

Through the
Commissioner of Indian Affairs.

J.P.

DEPARTMENT OF THE INTERIOR

WASHINGTON.

S.P.

D.C. 12432-1907.
I.T.D. 2752, 3440, 5686, 5688, 5690-1907.
5692, 5696, 5704, 5708, 5710- "
5776, 5782, 5784, 5786, 5800- "
5802, 5804, 5820, 5824, 5842- "
5848, 5854, 5886, 5888, 5890- "
5918, 5920, 5944, 5958, 5962- "
5964, 5968- "

March 2, 1907.

IRS.

DIRECT.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of Case.	Date of your letter of transmittal.
John W. Betts, et al	June 19, 1906,
Rachel Dyer,	December 20, 1906,
Mary E. Price, (intermarriage)	February 14, 1907,
Ella Horn, et al. (freedman)	February 14, 1907,
James E. Mahardy (freedman)	February 14, 1907,
Andy Cotton, (freedman)	February 14, 1907,
Oscar L. Stone, (intermarriage)	February 14, 1907,
Archie Newton, et al. (freedman)	February 14, 1907,
Charlotta McCurtain, (intermarriage)	February 14, 1907,
Cleorie Phillips	February 14, 1907,
Rasaphelt Butler, (freedman)	February 11, 1907,
Lewis Bird Springs, (freedman)	February 7, 1907,
Rutha Green, (freedman)	February 11, 1907.

Title of Case.	Date of your letter of transmittal.
Sam Stewart (freedman)	February 11, 1907.
Jane Freeman, et al. (freedman)	January 26, 1907.
Myree Dangerfield, et al (freedman)	January 26, 1907.
Linder Harlan (freedman)	February 13, 1907.
Frieda Lucas, et al (Miss. Choc.)	February 12, 1907.
Inez Crunk, et al. (Miss. Choc.)	February 12, 1907.
Maggie Cotton (freedman)	February 8, 1907.
William F. Cook, (Miss. Choc.)	February 11, 1907.
Wavery Columbus Hunter, et al. (Miss. Choc.)	February 12, 1907.
Augustus Anderson (freedman)	February 13, 1907.
Albert Fulsom, et al. (freedman)	February 13, 1907.
David Dyer	February 13, 1907.
Martha J. Moore, et al.	December 22, 1906.
Bill Daniels, et al. (freedman)	February 14, 1907.
Melvina King, et al.	January 29, 1907.
Levi Cernish, et al. (Miss. Choc.)	February 12, 1907.
John Roberts	January 26, 1907.
Joe P. Hunter	February 12, 1907.
Florence L. Roberts (Miss. Choc.)	February 12, 1907.

A copy hereof and the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse H. Wilson,

Assistant Secretary.

32 inc. and
64 to ind. of.

A. F. Mc.
3-2-07.

Land.
15490-1907

-Copy-

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 27, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from Commissioner Bixby, dated February 11, 1907, transmitting the record relative to the application for enrollment of Sam Stewart as a Choctaw freedman. On February 11, 1907, the Commissioner held that the applicant was not entitled to enrollment.

It does not appear that any application was made prior to July 26, 1906.

The decision of the Commissioner has been examined and found to be correct, and its approval is recommended.

Very respectfully,

C. F. Larrabee,
Acting Commissioner.

J.P.B.-NL

17-413-446

Muskogee, Indian Territory, April 4, 1907.

Mitchell Stewart,

Walliant, Indian Territory.

Dear Sir:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 11, 1907, declining to receive or consider the application for the enrollment of Sam Stewart as a Choctaw freedman.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

17-NB-646

Muskogee, Indian Territory, April 4, 1907.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen,

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 11, 1907, declining to receive or consider the application for the enrollment of Sam Stewart as a Choctaw freedman.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

Choc. M. Fr. 447

Alexander Harland

M. Fr. 447

447

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

Alexaner Harean

Decline to receive Feb 13 1907

Copy of Decision Forwarded Applicant
Feb 13 1907

Copy of Decision Forwarded Attorneys for
Choctaw and Chickasaw Nations. Feb 13 1907

Record Forwarded Department. Feb 13 1907

Action Approved By Secretary of Interior
Mar 2 1907

Notice of Departmental Action Forwarded
Attorneys for Choctaw and Chickasaw

ACT OF CONGRESS APPROVED APRIL 26, 1906

Nations. Feb 13 1907

Notice of Departmental Action Mailed
Applicant Apr 2 1907.

447

Muskogee, Indian Territory, June 22, 1905.

Lige Harlan,

Wahki, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of June 13, 1905, stating that the name of the child concerning whom you desire information is Alex Harlan born March 25, 1905.

In reply to your letter you are advised that by the provisions of the act of Congress approved March 3, 1905, the Commission was authorized for a period of sixty days from that date to receive applications for the enrollment of children born to enrolled citizens by blood of the Choctaw and Chickasaw Nations between September 25, 1902 and March 4, 1905 and living on the latter date. You will therefore see that the Commission is without authority to enroll your child.

Respectfully,

Chairman.

19-106

Muskogee, Indian Territory, October 29, 1906.

Lige Harlan,

Franks, Indian Territory.

Dear Sir:

Referring to your letter of September 6, 1906, in the matter of the enrollment of your child Alex Harlan born September 24, 1904, you are advised that the affidavits to the birth of Alexander Harlan have been received at this office, but the question of whether or not children of Choctaw and Chickasaw freedmen are entitled to enrollment, is now pending before the Department.

You will be notified of such action as is taken in regard to the affidavits to the birth of said child.

Respectfully,

Commissioner.

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

.....Alexander Herland.....

as a citizen of

.....Choctaw..... Nation.

Choctaw Freedmen

Approved..... 190...

.....
Commissioner.
.....DEPARTMENT OF THE INTERIOR,
RECEIVED JUL 30 1906
Enc. No. 94 of No. 9381
Indian Territory Division19-106
17-13

Rec'd Aug 8, 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the... Choctaw freedmen... Nation,
of... Alexander Harland... born on the 26 day of Sept 1904
[Here insert name of child]
Name of Father: Lige Harland... a citizen of the Chickasaw freedmen... Nation.
Name of Mother: Isa Bendy Harland... a citizen of the... Choctaw freedmen... Nation.
Tribal enrollment of father: Chickasaw... Tribal enrollment of mother: Chickasaw...
Postoffice: Franks, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Sou District. }

I, Isa Bendy Harland, on oath state that I am 25
years of age and a citizen by blood of the Choctaw freedmen Nation;
that I am the lawful wife of Joe Harland, who is a citizen, by
blood of the Choctaw freedmen Nation; that a male child was
born to me on 26 day of Sept 1904; that said child has been named
Alex and was living March 4, 1906.
Isa Bendy X Harland

WITNESSES TO MARK:

[Must be Two Witnesses] { D. L. Bradshaw
J. C. Bradshaw

Subscribed and sworn to before me this 17 day of July 1906.

W. H. Burdeshaw
Notary Public.
(SEAL)

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Sou District. }

I, Mandy Cohee, a midwife, on oath state that I
attended on Isa Bendy Harland, wife of Joe Harland
on the 26 day of Sept 1904; that there was born to her on said date a male
child; that said child was living March 4, 1906, and is said to have been named Alex

WITNESSES TO MARK:

[Must be Two Witnesses] { D. L. Bradshaw
J. C. Bradshaw

Subscribed and sworn to before me this 17 day of July 1906.

W. H. Burdeshaw

Notary Public

This is to certify that I Mandy Cohee a midwife attended on Isabinda Harlin wife of Lige Harlin on the 26th day of September 1904 and there was born to her on that date a male child and said child was said to have been named Alexander Harlan and was living the 4th day of March 1906.

Witness my hand and seal this 17th day of Dec 1906.

witness

C. C. Swar

D. J. Guy

her
Mandy X Cohee
mark

Subscribed and sworn to before me this 17th day of Dec 1906.
(SEAL)

George F. Byrd Notary Public
for Southern District Ind. Ter.

Endorsed on back:

Department of the Interior,
Commissioner to the Five Civilized Tribes
F I L E D

Jan 17 1907

Tams Bixby Commissioner.

19-----106

17-----13.

Muskogee, Indian Territory, December 1, 1906

Isabinda, Harland,

Franks, Indian Territory.

Dear Madam:

It appears from the records of the Commissioner that an application was received at this office on August 8, 1906, for the enrollment of your child, Alexander Harland, as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your above named child prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

17-NB-447
W-A-R

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the alleged application for the enrollment of Alexander Harland as a Choctaw freedman.

D E C I S I O N

It appears from the record herein that on August 8, 1906, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Alexander Harland as a Choctaw freedman.

It does not appear from the records of this office that any application of any nature whatsoever had been received for the enrollment of the applicant prior to July 26, 1906.

On December 1, 1906, Isabinda (or Isa Bandy) Harland was notified that if it was claimed that an application had been made for the enrollment of said applicant as a Choctaw freedman prior to July 26, 1906, she should appear at the Choctaw Land Office at Atoka, Indian Territory, before January 1, 1907, and give testimony relative to the submission of said application within the time limited by the provisions of the Act of Congress approved April 26, 1906, (34 Stats., 137). No evidence was offered in support of said application.

I am of the opinion that inasmuch as no application was made for the enrollment of Alexander Harland as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906, (34 Stats., 137), I am, therefore, without authority to receive or consider or make any record of any application for his enrollment as such and that I should decline to receive the same and it is so ordered.


Commissioner.

Muskogee, Indian Territory,
FEB 13 1907

17-NB-447

COPY
Muskogee, Indian Territory, February 13, 1907.

Elijah Harlan,

Franks, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 13, 1907, declining to receive or consider the application for the enrollment of Alexander Harlan as a Choctaw freedman,

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tame Bixby*

Commissioner.

Registered .

Incl. 17-NB-421

17-NB-421

COPY

Muskogee, Indian Territory, February 13, 1907.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 13, 1907, declining to receive or consider the application for the enrollment of Alexander Harlan as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tame Bixby*

Commissioner.

Incl. 17-NB-421

COPY

Muskogee, Indian Territory, February 13, 1907.

The Honorable,

The Secretary of the Interior:

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Alexander Harland as a Choctaw freedman, including the decision of the Commissioner to the Five Civilized Tribes, dated February 13, 1907, declining to receive or consider said application.

Respectfully,

SIGNED *Tamie Bixby*

Commissioner.

2 Incl.

Through the
Commissioner of Indian Affairs.

D.C. 25634.
L.R.S.

J.P.
O.L.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

I. I. R.

6076, 6086, 6128, 6148-07.
6122, 6778, 6808, 6832-07.
6836, 6840, 6842, 6844-07.
6860, 6882, 6886, 6888-07.
6866, 6870, 6882, 6884-07.
6894, 6900, 6922, 6924-07.
6968, 6964, 6966, 6968-07.

March 2, 1907.

MINNESOTA.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are enclosed:

Title of Case.	Date of Your Letter of Transmittal.
Cye Richardson, Jr., (Freedman)	February 14, 1907.
Ernest and Willie Lee Draper (Freedman),	February 14, 1907.
Mary Dorris Clayton	February 19, 1907.
Alexander Harland (Freedman),	February 13, 1907.
Harriet and Louis Fields (Freedman),	February 13, 1907.
Gland Vaid Thompson (Freedman),	February 13, 1907.
Levie Prossy (Freedman),	February 15, 1907.
Kate D. Johnson (Miss. Cho.),	February 20, 1907.
John Littlejohn et al. (Freedman),	February 22, 1907.
Tobias Lewis and James Russell (Freedman),	February 19, 1907.
Richard Hemaley (Freedman),	February 18, 1907.
Mary Plummer,	February 14, 1907.
Zeck Alton Callaway,	February 21, 1907.
Riley Cole (Freedman),	February 19, 1907.
Albert F. and Edith Ford,	February 21, 1907.
Blanch Estella Antrey et al.,	February 21, 1907.
Paul Jones,	February 21, 1907.

Title of Case.	Date of Transmittal.
Frances and Viola Brumby (Freedmen),	February 14, 1907.
Mattie Smith (Freedman),	February 19, 1907.
Gra Williams (Freedman),	February 25, 1907.
William J. Hanley,	February 21, 1907.
Vern and Nora Eleavens,	February 18, 1907.
Annie Harkins (Freedman),	February 14, 1907.
Francis York,	February 21, 1907.
J. E. Huffman, et al.,	February 15, 1907.
Sam. W. and Joe A. Potts,	February 19, 1907.
Eva Wright,	November 20, 1906.
Thomas E. Starke, (intermarried)	February 19, 1907.

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse H. Wilson,

Assistant Secretary.

25 inc. and 56 inc.
for Indian Office.

W.C.F.
3-3-07.

H.W.

Land
15986-1907.

COPY.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

March 1, 1907.

The Honorable,

The Secretary of the Interior.

Sir: I have the honor to invite your attention to the enclosed record of the Commissioner to the Five Civilized Tribes in the matter of the alleged application for the enrollment of Alexander Harland as a Choctaw freedman.

The Commissioner found that the application in this case was not made within the time limited by the Act of Congress approved April 26, 1906 (34 Stat.L., 137), and that he was therefore without authority to receive or consider it, and on February 13, 1907, he rejected the applicant.

It being shown that the application in this case was not made within the time prescribed by law, it is recommended that the action of the Commissioner be approved.

Very respectfully,

C. F. Larrabee,
Acting Commissioner.

EEH-T

17-NB-447

Muskogee, Indian Territory, April 2, 1907.

Elijah Harlan,

Franks, Indian Territory.

Dear Sir:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of the Commissioner to the Five Civilized Tribes, rendered February 13, 1907, declining to receive or consider the application for the enrollment of Alexander Harlan as a Choctaw freedman.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

17-421

Muskogee, Indian Territory, April 2, 1907.

Mansfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 3, 1907,
the Secretary of the Interior affirmed the decision of the
Commissioner to the Five Civilized Tribes, rendered February
13, 1907, declining to receive or consider the application
for the enrollment of Alexander Harlan as a Choctaw freedman.

Respectfully,

Geo. D. Rodgers.
Acting Commissioner.

Choc. M. Fr. 448

Ella Williams

M. Fr. 448

MINOR

448

ENROLLMENT

CHOCTAW FREEDMAN

Ella Williams

Decline to receive Feb 13 1907

Copy of Decision Forwarded Applicant
Feb 13 1907

Copy of Decision Forwarded Attorneys for
Choctaw and Chickasaw Nations. Feb 13 1907

Record Forwarded Department. Feb 13 1907
Action Approved By Secretary of Interior
Mar 2 1907

Notice of Departmental Action Forwarded
Attorneys for Choctaw And Chickasaw
Nations. Apr 12 1907

Notice of Departmental Action Mailed
Applicant Apr 12 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

448

NB# 448

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

..... Ella Williams

as a citizen of

..... Choctaw..... Nation.

..... Choctaw Freedmen

Approved..... 190...

..... Commissioner.

Jan 7 1907

NB#448

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN HIS APPLICATION FOR ENROLLMENT, as a citizen of the... Choctaw... Nation,
of... Ella Williams... Born on the 28th day of July... 1905
[Here insert name of child]
Name of Father: Andy Williams... a citizen of the... Choctaw... Nation
Name of Mother: Emma Williams... a citizen of the... Choctaw... Nation
Tribal enrollment of father... Tribal enrollment of mother...

Postoffice... Wapanucka... I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
... Central... District.

I, Emma Williams, on oath state that I am about 25 years of age and a citizen by adoption of the Choctaw Nation; that I am the lawful wife of Andy Williams, who is a citizen, by Adoption, of the Choctaw Nation; that a Female child was born to me on 28th day of July, 1905; that said child has been named Ella Williams and was living March 4, 1906.

her
Emma x Williams
mark

WITNESSES TO MARK:

[Must be Two Witnesses] { Charley Younger
Lula Ball

Subscribed and sworn to before me this 5th day of Jan 1906 7

(SEAL)

E. J. Ball

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
... Central... District.

I, Vina Carr, on oath state that I attended on Emma Williams, wife of Andy Williams on the 28th day of July, 1905; that there was born to her on said date a Female child; that said child was living March 4, 1906, and is said to have been named Ella Williams

Vinie Carr

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 5th day of Jan 1906 7

(SEAL)

E. J. Ball

Notary Public.

17-984.

Muskogee, Indian Territory, January 9, 1907.

Andy Williams,

Wapanucka, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on January 7, 1907, for the enrollment of your child Ella Williams, as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your above named child, prior to July 25, 1906, you should appear at the General Office at Muskogee, Indian Territory, any time during the month of January 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

17-52-446.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

160

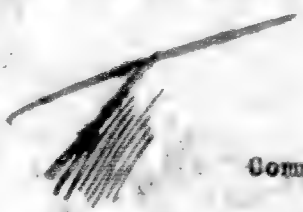
In the matter of the alleged application for the enrollment of Ella Williams as a Choctaw freedman.

It appears from the record herein that on January 7, 1907, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Ella Williams as a Choctaw freedman.

It does not appear from the records of this office that any application of any nature whatsoever had been made for the enrollment of the applicant prior to July 26, 1906.

On January 9, 1907, Andy Williams, the father of the applicant, was notified that if it was claimed that application had been made for the enrollment of the applicant within the time limited by law, he should appear at the General Office at Muskogee, Indian Territory, any time during the month of January 1907, for the purpose of presenting testimony relative to the submission of such application within the required time. No evidence has been submitted in support of said application.

I am of the opinion that inasmuch as no application was made for the enrollment of the applicant, Ella Williams, as a Choctaw freedman within the time limited by the provisions of Section 2 of the Act of Congress approved April 26, 1906 (34 Stats. 137), I am without authority to receive or consider or make any record of any application for her enrollment as such, and that I should decline to receive or consider the same, and it is so ordered.



Commissioner.

Muskogee, Indian Territory,

FEB 13 1907

17-EB-443

COPY

Muskogee, Indian Territory, February 13, 1907.

Andy Williams,

Wapanucka, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 13, 1907, declining to receive or consider the application for the enrollment of Ella Williams as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED

Lorne Bixby

Commissioner.

Registered.

Incl. 17-EB-443

17-NB-448

COPY

Muskogee, Indian Territory, February 13, 1907.

Mansfield, McMurray & Cernish,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 13, 1907, declining to receive or consider the application for the enrollment of Ella Williams as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED

Jame Bixby

Commissioner.

Incl. 17-NB-448

COPY

Muskogee, Indian Territory, February 13, 1907.

The Honorable,

The Secretary of the Interior:

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Ella Williams as a Choctaw freedman, including the decision of the Commissioner to the Five Civilized Tribes, dated February 13, 1907, declining to receive or consider said application.

Respectfully,

SIGNED: *Tanne Bixby*

Commissioner.

2 Incl.

Through the
Commissioner of Indian Affairs.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

LRS

O.K.

D.C. 12633-1907.

I.T.D. 6196, 6216, 6220, 6224-07.
6236, 6246, 6266, 6272-07.
6286, 6288, 6290, 6302-07.
6306, 6478, 6480, 6486-07.
6492, 6506, 6508, 6514-07.
6518, 6530, 6532, 6536-07.
6672, 6674, 6688, 6692-07.
6696, 6700, 6704, 6722-07.
6724, 6734, 6736, 6740-07.
6742, 6758, 6782-07.
6786, 6788, 6796-07.
6798, 6806, 6816, 6826-07.
6828, 6830-07.

March 2, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are enclosed:

Title of Case.	Title of Your Letter of Transmittal.
Richard Floyd (Freedman),	February 13, 1907.
Dave and Addie May Bailey (Freedmen),	February 13, 1907.
Ardshia and Larce McKinney (Freedmen),	February 16, 1907.
Nonie Cochran (Freedman),	February 13, 1907.
Mamey Cole and Liza Ellen Cole (Freedmen),	February 14, 1907.
E. C. Seale et al.,	February 14, 1907.
Nazell and Laveter Artry (Freedmen),	February 14, 1907.
Nellie J. Gideon et al.,	December 28, 1906.
Emma and Evaline Jackson,	February 14, 1907.
Ida Bell Bennett,	February 15, 1907.

Title of Case.	Date of Your Letter of Transmittal.
Memie Warner et al., (Freedmen),	February 16, 1907.
Katie Simpson et al.,	February 16, 1907.
Raymond Henry Davis,	February 14, 1907.
Nancy T. Wilson et al., (Miss. Choc.),	February 12, 1907.
J. H. Hill and Newton Hill,	January 25, 1907.
Flora Lee Spring (Freedman),	February 12, 1907.
William Edgar and Oscar Jeffreys, (Miss. Choc.),	February 11, 1907.
Celestine Pierce (Freedman),	February 13, 1907.
Hisk Cubit (Freedman),	February 13, 1907.
Lucretia Hadnot et al.,	February 15, 1907.
Susan A. Baird,	February 15, 1907.
William Allen Gee (Miss. Choc.),	February 12, 1907.
Ella Williams (Freedman),	February 13, 1907.
Ida Colbert,	February 12, 1907.
Mable Everidge (Freedman),	February 15, 1907.
Duckie May Mabrie (Freedman),	February 15, 1907.
Cornelious and Vaneda Riddle (Freedmen),	February 15, 1907.
Jimmie Lee Alexander (Freedman),	February 13, 1907.
Fred M. Patterson et al.,	February 15, 1907.
Ed Childers et al., (Freedmen),	February 12, 1907.
Lizzie Dennis (Freedman),	February 15, 1907.
Hellen D'Grace McMurty,	February 12, 1907.
Mable Bailey and Susa Anna Bailey (Freedmen),	February 13, 1907.
John Louis (Freedman),	February 15, 1907.
Amanda Mutchy (Freedman),	February 15, 1907.
Matt Davis et al.,	February 15, 1907.
Marjies Record (Freedman),	February 15, 1907.
Laura Henry (Freedman),	February 14, 1907.
Ollie Webster (Freedman),	February 15, 1907.
James McCall,	February 15, 1907.
Nellie Elizabeth Kendrick (Freedman),	February 15, 1907.
Elwood Judy (Freedman),	February 15, 1907.
Oscar Brown (Freedman),	February 15, 1907.
Verna Verniti Bryant,	February 13, 1907.
Richard R. perry (Freedman),	February 15, 1907.
James Luke Tubbee (Miss. Choc.),	February 20, 1907.
Elmina Berryman (Miss. Choc.),	February 20, 1907.
Ethel Rogers (Miss. Choc.),	February 20, 1907.

A copy hereof and all the papers in the above mentioned

p3-

cases have been sent to the Indian Office.

Respectfully,

Jesse E. Wilson,

Assitant Secretary.

48 inc. and 96 inc.
for Ind. Of.

W.C.F.
3/3/07.

COPY

Refer in reply to the following:

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

Land
15994-1907.

February 28, 1907.

The Honorable,
The Secretary of the Interior.

Sir:

I have the honor to invite your attention to the enclosed record of the Commissioner to the Five Civilized Tribes in the matter of the alleged application for the enrollment of Ella Williams as a Choctaw freedman.

The Commissioner in his decision sets out the record concerning the attempted application for the enrollment of the applicant, and on February 13, 1907, determined that it did not appear from the records of his office that any application of any nature whatsoever had been made for the enrollment prior to July 26, 1906, and for that reason rejected her.

It is evident that no application was made for the enrollment of Ella Williams within the time prescribed by law, and for that reason it is recommended that the decision of the Commissioner be approved.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

KBH-Y.

17-22-448

Muskogee, Indian Territory, April 18, 1907.

Andy Williams,

Wapamucke, Indian Territory.

Dear Sir:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 13, 1907, declining to receive or consider the application for the enrollment of Ella Williams as a Choctaw freedman.

Respectfully,

S-o. D. Rodgers.

Acting Commissioner.

17-MH-448

Muskogee, Indian Territory, April 12, 1907.

Manfield, McHurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 13, 1907, declining to receive or consider the application for the enrollment of Ella Williams as a Choctaw freedman.

Respectfully,

S. C. D. Rodgers.

Acting Commissioner.

After 10 days, return to

Gray Williams

WABANUCKA, District 23, IND. T.



*Commission Five Civilized Tribes
Muskogee
Ind. Ter.*

17-1-314
17-1-4
JAN 1907

Choc. M. Fr 449

Levie Freency

M. Fr. 449

MINOR

449

ENROLLMENT

CHOCTAW FREEDMAN

Levie Freeney

Decline to receive Feb 15 1907

Record Forwarded Department. Feb 15 1907

Copy of Decision Forwarded Applicant
Feb 15 1907

Copy of Decision Forwarded Attorneys
for Choctaw and Chickasaw Nations. Feb;
15 1907

Action Approved By Secretary of Interior.
Mar 2 1907

Notice of Departmental Action Forwarded
Attorneys for Choctaw And Chickasaw
Nations. Apr 2 1907

ACT OF CONGRESS APPROVED APRIL 26 1906

Notice of Departmental Action Mailed
Applicant. Apr 21 1907

449

17-367.

17-1372.

Muskogee, Indian Territory, December 1, 1906.

Andy Freeny,

Hugo, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on August 8, 1906, for the enrollment of your child, Levi Freeny, as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your child above named prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian

-2-

Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

17-1372

Muskogee, Indian Territory, January 10, 1907.

Andrew Freeny,

Hugo, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on January 7, 1907, for the enrollment of your child Levie Freeny as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your child above named, prior to July 25, 1906, you should appear at the General Office at Muskogee, Indian Territory any time during the month of January 1907, for the purpose of

A. B. #2

presenting testimony relative to the submission of such application
within the required time.

Respectfully,

Commissioner.

17-NB-449

Muskogee, Indian Territory, February 2, 1907.

Andy Freeny,

Muske, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of January 26, 1907, asking why your presence is desired at this office in the matter of the application for the enrollment of your child Levie Freeny, and stating that it will be impossible for you to come.

In reply to your letter you are advised that it does not appear from the records of this office that an application had been received for the enrollment of your child Levie Freeny prior to July 26, 1906, and you were advised that if you desired to appear at this office to give testimony relative to such an application having been made prior to said date, you would be permitted to do so.

You are further advised that the application for the enrollment of your child Levie Freeny is now receiving consideration and when a decision is reached in this case you will be notified of the action taken therein.

Respectfully,

Commissioner.

Hugo, I.T. July 12, 1906.

Hon. Chas. Cohee,

Dear Sir:

I have some work i want you to attend to for me at once i have a baby Born March 10th 1906 and is yet living and I want you to take the case & have his name put on rowl at once so I can file for Him. his name is Levie Freeny. his mothers name is Claresy Murphy Was before we married But now Claresic Freeny. For further information Rite me at once if I Need a blank please send me one me and woman is lawfully married We are Freedman hoping you will take my case & go ahead and do me All the Good you can at once and you can let me no what your Fees will be and I will settle with you for your Trouble

Hoping to hear from you by return Mail

Resp yours

Andy Freeny.

Commissioner to Five Tribes.
Received Aug. 8, 1906.

DEPARTMENT OF THE INTERIOR,
Commissioner to the Five Civilized Tribes,
CHOCTAW LAND OFFICE.

Atoka, Indian Territory, January 2, 1907.

IN THE MATTER OF THE APPLICATION FOR THE ENROLLMENT
of Levi Freeny as a Choctaw Freedman.

.. .. .

ANDREW FREENY, being duly sworn, testifies as follows:

By the Commissioner:

- Q What is your name? A Andrew Freeny.
Q How old are you? A I am twenty-one.
Q What is your post office address? A Hugo.
Q Do you appear here today for the purpose of giving testimony in the matter of the application for the enrollment of your minor child, Levi Freeny, as a Choctaw Freedman? A Yes, sir.
Q Did you receive notice from the Commissioner to appear here before January 1, 1907, to give testimony in this matter? A Yes, sir.
Q Why didn't you get here before January 1, 1907? A I didn't get the notice.
Q When did you get the notice? A I got it last Tuesday.
Q Why didn't you come right to the Choctaw Land Office then? A I didn't have the money right then, and the fellow I was working for, - I had to get the money from him.
Q When did you leave for the Choctaw Land Office? A Tuesday evening.
Q That was yesterday? A Yes, sir; yesterday.
Q Is the mother of this child here now? A Yes, sir.
Q Are you the father of Levi Freeny? A Yes, sir.
Q Is Levi Freeny a boy, or girl? A Boy.
Q Is he now living? A Yes, sir.
Q Are you a Choctaw Freedman? A Yes, sir.
Q What is the name of your father? A Sam Freeny.
Q What is the name of your mother? A Margaret Freeny.
Q What kin are you to Jane Freeny? A She is my sister.

The name of Andrew Freeny appears opposite No. 4568 on the approved roll of Choctaw Freedmen and on Choctaw Freedman Field Card No. 1372, at No. 6 thereon.

- Q What is the name of the mother of Levi Freeny? A Clarissa Freeny, now.
Q Is she now living? A Yes, sir.
Q Is she a Choctaw Freedman? A Yes, sir.
Q What was her name before you married her? A Clarissa Murphy.
Q What is the name of her father? A Albert Murphy.
Q What is the name of her mother? ~~A I don't know, sir; Clarissa's mother was dead before I married her.~~ A Rachel Murphy.
Q Who is Elias Murphy? A That is my wife's brother.

Test. A.F. -- 2.

The name of Clarissa Freeny is identified on the approved roll of Choctaw Freedmen as Clarissa Murphy, at No. 2891, and on Choctaw Freedman Field Card No. 367, at No. 3 thereon.

- Q Did you write to Charles Cohes on July 12, 1906, relative to the enrollment of this child, Levi Freeny? A Yes, sir.
- Q Did your wife and the midwife who was in attendance at the time of the birth of this child ever go before a notary public or any other officer and make affidavits relative to the birth of this child? A No, sir.
- Q The letter you wrote to the Commissioner on July 12, 1906, - this is the first time you made application for the enrollment of this child? A Yes, sir.
- Q When was Levi Freeny born? A February 7, 1906.

There was received by the Commissioner on August 8, 1906, a letter addressed to Hon. Charles Cohes by Andy Freeny, dated July 12, 1906, relative to the enrollment of Levi Freeny, the son of Andrew and Clarissa Freeny.

- Q Did you write this letter to Charles Cohes yourself? A No, sir.
- Q Who did you have to write it for you? A William Young.
- Q How did you happen to get William Young to write this letter for you? A He stays right at my house, and I just got him to write it.
- Q Did he suggest that you write to Charles Cohes about this matter? A Yes, sir.
- Q Do you know who Charles Cohes is? A No, sir.
- Q Do you know why he wrote to him? A Yes, sir.
- Q Why did you have this letter written to Charles Cohes? A I thought I would write to find out could I get him on the roll.
- Q Where does Charles Cohes live? A I don't know, sir, where he lives.
- Q Did William Young attend to this matter for you? A Yes, sir.
- Q And he got you to write to this man Cohes to see the Commissioner in regard to the enrollment of this child? A Yes, sir.
- Q This letter that you wrote is the only application that you ever made for the enrollment of this child? A Yes, sir.

Witness Excused.

A. L. Irvine, being first duly sworn, states that the above and foregoing is a full, true and correct transcript of his stenographic notes taken in said cause on said date.

Subscribed and sworn to before me, this January 3, 1907.

W. H. Angell

Notary Public.

IN RE**Application for Enrollment of
MINOR CHILD**

Act of Congress Approved
April 28, 1906.

.....
Levie Freeny

as a citizen of

.....**Choctaw**..... **Nation.**

Approved..... **190...**

.....
Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Levie Freeny, born on the 7th day of February, 1906
[Here insert name of child] freedman Choctaw
Name of Father: Andrew Freeny a citizen of the Choctaw Nation.
Name of Mother: Clarissa Freeny a citizen of the Choctaw Nation.
Tribal enrollment of father: Choc. Freed#4568 Tribal enrollment of mother: Choc Freed#2891
Postoffice: Hugo, Indian Territory.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Central District.

I, Clarissa Freeny, on oath state that I am Nineteen years of age and a ~~citizen~~ freedman of the Choctaw Nation; that I am the lawful wife of Andrew Freeny, who is a ~~citizen~~ freedman of the Choctaw Nation; that a Male child was ^(Male or Female) born to me on the 7th day of February, 1906; that said child has been named Levie Freeny and was living March 4, 1906.

Clarissa X Freeny

WITNESSES TO MARK:

W.H. Angell
A.L. Irvine

Subscribed and sworn to before me this 2nd day of January 1907

W.H. Angell

Notary Public.

(SEAL)

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
..... District.

I, _____, a _____, on oath state that I
 attended on _____, wife of _____
 on the _____ day of _____, 1906; that there was born to her on said date a _____
 [Male or Female]
 child; that said child was living March 4, 1906, and is said to have been named _____.

WITNESSES TO MARK:

What is the purpose of the book?

Subscribed and sworn to before me this _____ day of _____, 1964.

謝世英 謝世英

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 30, 1906.

Levie Freemy

as a citizen of

Choctaw

Nation.

Approved..... 190...

Commissioner.

Jan 7, 07.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

STATEMENT OF WITNESS. SET-UP-COMMISSION, APPROVED APRIL 22, 1891.

IN THE SUPPLEMENTARY CASE COMMENCED, as a witness of the Cherokee Nation,
of David Freemy born on the 7th day of February 1806
(Here insert name of child)
Name of Father: Andrew Freemy President of the Cherokee Nation.
Name of Mother: Charlissa Freemy President of the Cherokee Nation.
Total number of Father: Choc. Freed. #4568 Total number of Mother: Choc. Freed. #3891
Residence: Hugo, Indian Territory.

AFFIDAVIT OF WITNESS.

UNITED STATES OF AMERICA, Indian Territory,
District: _____
I, _____, do hereby state that I am
years of age and a citizen of _____ of the _____ Nation;
that I am the lawful wife of _____ who is a citizen, by
_____ of the _____ Nation; that a _____ child was
born to me on _____ day of _____, 1891; that said child has been named
_____ and was living March 4, 1891.

WITNESSES TO SIGN:

Margrett Freemy
Belinda Freemy

Subscribed and sworn to before me this _____ day of _____ 1891.
Notary Public.

AFFIDAVIT OF RETURNING TRIBESMAN ON MIDDLE.

UNITED STATES OF AMERICA, Indian Territory,
District: _____
I, _____, do hereby state that I am
years of age and a citizen of _____ of the _____ Nation;
that I am the lawful wife of _____ who is a citizen, by
_____ of the _____ Nation; that a _____ child was
born to me on _____ day of _____, 1891; that said child has been named
_____ and was living March 4, 1891, and is now in the hands of _____

WITNESSES TO SIGN:

Margrett Freemy
Belinda Freemy

Subscribed and sworn to before me this _____ day of _____ 1891.
Notary Public.

DEPARTMENT OF THE INTERIOR,
Commissioner to the Five Civilized Tribes,
CHOCTAW LAND OFFICE.

Atoka, Indian Territory, January 2, 1907.

IN THE MATTER OF THE APPLICATION FOR THE ENROLLMENT
of Levi Freemy as a Choctaw Freedman.

.. .. .

ANDREW FREEMY, being duly sworn, testifies as follows:

By the Commissioner:

- Q What is your name? A Andrew Freemy.
Q How old are you? A I am twenty-one.
Q What is your post office address? A Hugo.
Q Do you appear here today for the purpose of giving testimony in the matter of the application for the enrollment of your minor child, Levi Freemy, as a Choctaw Freedman? A Yes, sir.
Q Did you receive notice from the Commissioner to appear here before January 1, 1907, to give testimony in this matter? A Yes, sir.
Q Why didn't you get here before January 1, 1907? A I didn't get the notice.
Q When did you get the notice? A I got it last Tuesday.
Q Why didn't you come right to the Choctaw Land Office then? A I didn't have the money right then, and the fellow I was working for, - I had to get the money from him.
Q When did you leave for the Choctaw Land Office? A Tuesday evening.
Q That was yesterday? A Yes, sir; yesterday.
Q Is the mother of this child here now? A Yes, sir.
Q Are you the father of Levi Freemy? A Yes, sir.
Q Is Levi Freemy a boy, or girl? A Boy.
Q Is he now living? A Yes, sir.
Q Are you a Choctaw Freedman? A Yes, sir.
Q What is the name of your father? A Sam Freemy.
Q What is the name of your mother? A Margaret Freemy.
Q What kin are you to Jane Freemy? A She is my sister.

The name of Andrew Freemy appears opposite No. 4868 on the approved roll of Choctaw Freedmen and on Choctaw Freedman Field Card No. 1392, at No. 6 thereon.

- Q What is the name of the mother of Levi Freemy? A Clarissa Freemy, nee.
Q Is she now living? A Yes, sir.
Q Is she a Choctaw Freedman? A Yes, sir.
Q What was her name before you married her? A Clarissa Murphy.
Q What is the name of her father? A Albert Murphy.
Q What is the name of her mother? A ~~Clarissa Murphy~~ Rachel Murphy.
Q Who is William Murphy? A That is my wife's brother.

Test. A.P. -- 2.

The name of Clarissa Freemy is identified on the approved roll of Chester Freedmen as Clarissa Murphy, at No. 2851, and on Chester Freedmen Field Card No. 287, at No. 3 therein.

- Q Did you write to Charles Cohas on July 12, 1906, relative to the enrollment of this child, Levi Freemy? A Yes, sir.
- Q Did your wife and the midwife who was in attendance at the time of the birth of this child ever go before a notary public or any other officer and make affidavits relative to the birth of this child? A No, sir.
- Q The letter you wrote to the Commissioner on July 12, 1906, - this is the first time you made application for the enrollment of this child? A Yes, sir.
- Q When was Levi Freemy born? A February 7, 1906.

There was received by the Commissioner on August 8, 1906, a letter addressed to Hon. Charles Cohas by Andy Freemy, dated July 12, 1906, relative to the enrollment of Levi Freemy, the son of Andrew and Clarissa Freemy.

- Q Did you write this letter to Charles Cohas yourself? A No, sir.
- Q Who did you have write it for you? A William Young.
- Q How did you happen to get William Young to write this letter for you? A He stays right at my house, and I just got him to write it.
- Q Did he suggest that you write to Charles Cohas about this matter? A Yes, sir.
- Q Do you know who Charles Cohas is? A No, sir.
- Q Do you know why he wrote to him? A Yes, sir.
- Q Why did you have this letter written to Charles Cohas? A I thought I would write to find out could I get him on the roll.
- Q Where does Charles Cohas live? A I don't know, sir, where he lives.
- Q Did William Young attend to this matter for you? A Yes, sir.
- Q And he got you to write to this man Cohas to see the Commissioner in regard to the enrollment of this child? A Yes, sir.
- Q This letter that you wrote is the only application that you ever made for the enrollment of this child? A Yes, sir.

Witness Examined.

A. I. Irvine, being first duly sworn, states that the above and foregoing is a full, true and correct transcript of his stenographic notes taken in said case on said date.

A. I. Irvine

Subscribed and sworn to before me, this January 2, 1907.

W. H. August

Notary Public.

17-M.B.-449
V.A.H.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the alleged application for the enrollment
of Levi Freeny as a Choctaw freedman.

-----ooOooo-----

It appears from the record herein that on August 8, 1906, there was received by the Commissioner to the Five Civilized Tribes, by reference from Charles Cohoe, a letter bearing date of July 12, 1906, from Andy Freeny, wherein said Cohoe was requested to have the name of Levi Freeny, son of said Andrew Freeny, placed upon the roll of Choctaw freedmen.

On January 2, 1907, Andrew Freeny, father of the applicant, appeared before the Commissioner to the Five Civilized Tribes at Atoka, Indian Territory, and gave testimony for the purpose of showing whether or not application had been made for the enrollment of Levi Freeny as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

On said date Andrew Freeny testified that on July 12, 1906, he secured the service of one William Young to write Charles Cohoe relative to the birth of said applicant and that said letter was written on the date above referred to and that said letter was the first application ever made for the enrollment of said applicant.

It does not appear from the records of this office that any application was ever made for the enrollment of said applicant prior to July 26, 1906.

I am of the opinion that the evidence fails to establish that any application was made for the enrollment of Levi Freeny as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), and that, therefore, I am without authority to receive or consider or make any record of any application for his enrollment as such, and that I should decline to receive the same, and it is so ordered.

Atoka, Indian Territory,

FEB 15 1907


Commissioner.

17-NB-449.

COPY

Muskogee, Indian Territory, February 15, 1907.

Andrew Freeny,

Hugo, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 15, 1907, declining to receive the application for the enrollment of Levi Freeny as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *James Bixby*

Commissioner.

Registered
Incl. 17-NB-449.

17-NB-449.

COPY

Muskogee, Indian Territory, February 15, 1907.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 15, 1907, declining to receive the application for the enrollment of Levie Freemy as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tams Bixby*

Commissioner.

Incl. 17-NB-449.

COPY

Muskogee, Indian Territory, February 16, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Levie Freeny as a Choctaw freedman, including the decision of the Commissioner to the Five Civilized Tribes, dated February 16, 1907, declining to receive said application.

Respectfully,

SIGNED *Jame Bixby*

Commissioner.

2 Incl. 17-NB-449.

Through the
Commissioner of Indian Affairs.

D.C. 12634.
L.H.H.

J.P.
C.H.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

I. T. R.

6076, 6096, 6128, 6148-07.
6182, 6778, 6808, 6832-07.
6834, 6840, 6842, 6844-07.
6850, 6882, 6886, 6888-07.
6866, 6870, 6882, 6884-07.
6894, 6900, 6950, 6954-07.
6986, 6964, 6966, 6968-07.

March 2, 1907.

SIR:

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are enclosed:

Title of Case.	Date of Your Letter of Transmittal.
Cyr Richardson, Jr., (Freedman)	February 14, 1907.
Ernest and Willie Lee Draper (Freedmen),	February 14, 1907.
Mary Derris Clayton	February 19, 1907.
Alexander Harland (Freedman),	February 13, 1907.
Harriet and Louis Fields (Freedmen),	February 13, 1907.
Claud Waid Thompson (Freedman),	February 13, 1907.
Levis Freery (Freedman),	February 13, 1907.
Kate D. Johnson (Miss. Cho.),	February 15, 1907.
John Littlejohn et al. (Freedmen),	February 20, 1907.
Tobias Lewis and James Russell (Freedmen),	February 22, 1907.
Richard Hamaley (Freedman),	February 19, 1907.
Mary Plummer,	February 18, 1907.
Each Alton Galloway,	February 14, 1907.
Riley Cole (Freedman),	February 21, 1907.
Albert F. and Edith Ford,	February 19, 1907.
Blanch Rutella Autrey et al.,	February 21, 1907.
Paul Jones,	February 21, 1907.

3-3-07.

-2-

D.V.

Title of Case.	Date of Your Letter of Transmittal.
Frances and Viola Brannon (Freedmen),	February 14, 1907.
Hattie Smith (Freedman),	February 19, 1907.
Ora Williams (Freedman),	February 25, 1907.
William J. Henley,	February 21, 1907.
Vera and Nora Bleavens,	February 18, 1907.
Annie Harkins (Freedman),	February 14, 1907.
Francis York,	February 21, 1907.
J. W. Huffman, et al.,	February 15, 1907.
Sam. W. and Joe A. Potts,	February 19, 1907.
Eva Wright,	November 20, 1906.
Thomas E. Starks, (intermarried)	February 19, 1907.

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse H. Wilson,

Assistant Secretary.

25 inc. and 56 inc.
for Indian Office.

W.C.F.
3-3-07.

H.W.

Land
17193-1907.

Copy.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS?
WASHINGTON.

February 28, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed record of proceedings in the matter of the application for the enrollment of Levie Freeney as a Choctaw freedman, including the decision of the Commissioner Bixby dated February 15, 1907, adverse to the applicant/

The decision of Commissioner Bixby has been examined and found to be correct and its approval is recommended.

Very respectfully,

C. F. Larrabee,

Acting-Commissioner.

EBM.PH.

17-EE-449

Muskogee, Indian Territory, April 2, 1907.

Andrew Freeny,

Hugo, Indian Territory.

Dear Sir:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of the Commissioner to the Five Civilized Tribes, rendered February 15, 1907, declining to receive the application for the enrollment of Levi Freeny as a Choctaw freedman.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

17-NB-449

Muskogee, Indian Territory, April 2, 1907.

Mansfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 4, 1907,
the Secretary of the Interior affirmed the decision of the
Commissioner to the Five Civilized Tribes, rendered February
15, 1907, declining to receive the application for the
enrollment of Levie Freeny as a Choctaw freedman.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

This envelope can only be used for reply to official communications. The address MUST NOT be changed.

17-1372

RETURN PENALTY ENVELOPE.



Department of the Interior.

Commissioner to the Five Civilized Tribes,
MUSKOGEE, IND. TER.

OFFICIAL BUSINESS.

Penalty for private use, \$300.

THE COMMISSION TO THE FIVE CIVILIZED TRIBES,

MUSKOGEE,

IND. TER.

JAN 7 1907

Choc. M. Fr. 450

Duckie May Mabrie

M. Fr. 450

450

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

Duckie May Mabrie

Decline to receive Feb 15 1907

Copy of Decision Forwarded Applicant
Feb 15 1907

Copy of Decision Forwarded Attorneys
For Choctaw and Chickasaw Nations.
Feb 15 1907

Redord Forwarded Department Feb 15 1907

Action Approved By Secretary of Interior.
Mar 2 1907

Notice of Departmental Action Forwarded
Attorneys For Choctaw And Chickasaw
Nations. App 11 1907

Notice of Departmental Action Mailed
Apr 11 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

450

Affidavit of Birth

Dept. of the Interior.

Com. of Five Civilized Tribes.

IN Re application of enrolment as a citizen of Choctaw Nation of
Duckie May Maybrie born to me on 26th of Jan 1906. Name of Mother:
Clora Nunnely a citizen of Choctaw Nation . Name of L.M. Mabrie.

P.O. Sutter, I.T.

Affidavit of Mother.

U.S. of America, Central Dist. I Clora Nunnely on oath state that I
am 26 years of age that a female child were born to me on 26th of
January 1906 and said child were named Duckie May Mabrie and are now
living.

Clora Nunley.

Subscribed & Sworn to before me this the 24th of July 1906.

Geo. W. Rodgers.
Notary Public.

My Commission Expires Feb 6th 1908.

(SEAL)

Affidavit of Midwife

U.S. of America.

Central Dist.

I, Patsy Nunnelly on oath state that I attended on Mrs. Clara Nunnelly on 26th of Jan 1906 and a female child were born to her and said child were said to be named Duckie May Mabrie and is now living.

her
Patsy X Nunnelly
mark

G.W.Rodgers.

Subscribed and sworn to before me this the 24th of July 1906.

Geo. W. Rodgers.
Notary Public.

My Commission Expires Feb 6th 1908.
(SEAL)

(endorsed on back)

JUL 26 1906.
17-1537.

(copy)

17-1537

Muskogee, Indian Territory, December 1, 1906

Clara Nunnally,

Sutter, Indian Territory.

Dear Madam:

It appears from the records of the Commissioner that an application was received at this office on July 26, 1906, for the enrollment of your child, Duckie May Mabrie, as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your child, above named, prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka,

-2-

Indian Territory, any time prior to January 1, 1907 for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

Affidavit of Clara Nunnally

This is to certify that I Clara Nunnally mother of Duckie May Mabrie a child Choctaw freedman and did make an application or affidavit of the said Duckie May Mabrie to the Five Civilized Tribes before Geo. W. Rodgers a notary Public on July the 24th 1906

Witness my hand and seal this 21th day of Jan 1907.

Clara Numly SEAL

(SEAL)

Subscribed and sworn to before me this 21th day of Jan 1907.

Geo. W. Rodgers.
N.P.

My Commission Expires Feb 6th 1908.

(endorsed on back)

JAN 23 1907.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the alleged application for the enrollment of Duckie May Mabrie as a Choctaw freedman.

-: D E C I S I O N :-

It appears from the record herein that on July 26, 1906, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Duckie May Mabrie as a Choctaw freedman.

It further appears from the record herein and from the records of this office that Duckie May Mabrie was born January 26, 1906; that she is the illegitimate daughter of Clora Nunley whose name appears as Clora Nunnally opposite No. 5329 upon the final roll of Choctaw freedmen approved by the Secretary of the Interior November 29, 1905, and that the mother of said applicant and the attending midwife, Patsy Nunelly, executed their respective affidavits to the birth of said applicant July 24, 1906.

It further appears from the record herein that on December 1, 1906, Clora Nunnally, the mother of said applicant, was duly notified that if it was claimed that any application had been made for the enrollment of said applicant as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), she should appear before the Choctaw Land Office at Atoka, Indian Territory, at any time prior to January 1, 1907, for the purpose of giving testimony relative to the submission of such application within the required time, but it does not appear from the records of this office that any appearance was made in response thereto.

It further appears from the record herein that on January 23, 1907, there was received by the Commissioner to the Five Civilized Tribes, the affidavit of Clora Nunelly, the mother of said applicant, stating that on July 24, 1906 she did make application to the Commissioner to the Five Civilized Tribes for the enrollment of said Duckie May Mabrie as a Choctaw freedman before one Geo. W. Rodgers, a notary public.

It does not appear from the records of this office that any application of any nature whatsoever was ever made for the enrollment of said applicant as a Choctaw freedman prior to July 26, 1906.

Section two of the Act of Congress approved April 26, 1906 (34 Stats., 137), provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled".

I am of the opinion that inasmuch as no application was made for the enrollment of Duckie May Mabrie as a Choctaw freedman within the time limited by the provisions of the above Act, I am without authority to receive, consider, or make any record of any application for her enrollment as such, and that therefore, I should decline to receive the same, and it is so ordered.



Commissioner.

Muskogee, Indian Territory.
FEB 15 1907.

17-NB-450.

COPY

Muskogee, Indian Territory, February 15, 1907.

Clara Munnally,

Sutter, Indian Territory.

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 15, 1907, declining to receive the application for the enrollment of Duckie May Mabrie as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED

Tame Bixby

Commissioner.

Registered
Incl. 17-NB-450.

17-NB-480.

COPY

Muskogee, Indian Territory, February 15, 1907.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 15, 1907, declining to receive the application for the enrollment of Duckie May Nabrie as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

James Bixby

Commissioner.

Incl. 17- NB-480.

COPY

Muskogee, Indian Territory, February 15, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Duckie May Mabrie as a Choctaw freedman, including the decision of the Commissioner to the Five Civilized Tribes, dated February 15, 1907, declining to receive said application.

Respectfully,

SIGNED *Tame Bixby*

Commissioner.

2 Incl. 17-NB-450.

Through the
Commissioner of Indian Affairs.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

YP

LRS

O.K.

D.C. 12633-1907.

I.T.D. 6196, 6216, 6220, 6224-07.
6236, 6246, 6266, 6272-07.
6286, 6286, 6290, 6302-07.
6306, 6476, 6480, 6486-07.
6492, 6506, 6508, 6514-07.
6519, 6530, 6532, 6536-07.
6572, 6574, 6588, 6592-07.
6596, 6700, 6704, 6722-07.
6724, 6734, 6736, 6740-07.
6742, 6758, 6782-07.
6786, 6788, 6796-07.
6798, 6806, 6816, 6818-07.
6828, 6830-07.

March 2, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are enclosed:

Title of Case.	Title of Your Letter of Transmittal.
Richard Floyd (Freedman),	February 13, 1907.
Dave and Addie May Bailey (Freedmen),	February 13, 1907.
Ardshia and Larce McKinney (Freedmen),	February 16, 1907.
Nonie Cochran (Freedman),	February 13, 1907.
Mammy Cole and Liza Ellen Cole (Freedmen),	February 14, 1907.
E. C. Seale et al.,	February 14, 1907.
Nazell and Laveter Artry (Freedmen),	February 14, 1907.
Nellie J. Gideon et al.,	February 14, 1907.
Emma and Evaline Jackson,	December 28, 1906.
Ida Bell Bennett,	February 14, 1907.
	February 15, 1907.

Title of Case.	Date of Your Letter of Transmittal.
Mable Warner et al., (Freedmen),	February 16, 1907.
Katie Simpson et al.,	February 16, 1907.
Raymond Henry Davis,	February 14, 1907.
Nancy T. Wilson et al., (Miss. Choc.),	February 12, 1907.
J. H. Hill and Newton Hill,	January 25, 1907.
Flora Lee Spring (Freedman),	February 12, 1907.
William Edgar and Oscar Jeffreys, (Miss. Choc.),	February 11, 1907.
Celestine Pierce (Freedman),	February 13, 1907.
Hisk Cubit (Freedman),	February 13, 1907.
Lucretia Hadnot et al.,	February 15, 1907.
Susan A. Baird,	February 15, 1907.
William Allen Gee (Miss. Choc.),	February 12, 1907.
Ella Williams (Freedman),	February 13, 1907.
Ida Colbert,	February 12, 1907.
Mable Everidge (Freedman),	February 15, 1907.
Duckie May Mabrie (Freedman),	February 15, 1907.
Cornelious and Veneda Riddle (Freedmen),	February 15, 1907.
Jimmie Lee Alexander (Freedman),	February 13, 1907.
Fred M. Patterson et al.,	February 15, 1907.
Ed Childers et al., (Freedmen),	February 12, 1907.
Lizzie Dennis (Freedman),	February 15, 1907.
Hellen D'Grace McMurty,	February 12, 1907.
Mable Bailey and Susa Anna Bailey (Freedmen),	February 13, 1907.
John Louis (Freedman),	February 15, 1907.
Amenda Mutchy (Freedman),	February 15, 1907.
Matt Davis et al.,	February 15, 1907.
Marjie Record (Freedman),	February 15, 1907.
Laura Henry (Freedman),	February 14, 1907.
Ollie Webster (Freedman),	February 15, 1907.
James McCall,	February 15, 1907.
Nellie Elizabeth Kendrick (Freedman),	February 15, 1907.
Elwood Judy (Freedman),	February 15, 1907.
Oscar Brown (Freedman),	February 15, 1907.
Verna Verniti Bryant,	February 13, 1907.
Richard R. Berry (Freedman),	February 13, 1907.
James Luke Tubbs (Miss. Choc.),	February 20, 1907.
Elmina Berryman (Miss. Choc.),	February 20, 1907.
Ethel Rogers (Miss. Choc.),	February 20, 1907.

A copy hereof and all the papers in the above mentioned

947/188

Refer in reply to the following:

LAND
17185-1907.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 28, 1907.

C O P Y

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed the record of proceedings in the matter of the application for the enrollment of Duckie May Fabrie, as a Choctaw freedman, including the decision of the Commissioner to the Five Civilized Tribes, dated February 15, 1907, adverse to the applicant.

The decision of Commissioner Bixby has been examined and found to be correct, and its approval is recommended.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

EBW-LC.

17-KB-450

Muskogee, Indian Territory, April 12, 1907.

Clora Munnally,
Sutter, Indian Territory.

Dear Madam:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 15, 1907, declining to receive or consider the application for the enrollment of Dockie May Mabrie as a Choctaw freedman.

Respectfully,

Geo. D. Rodgers.
ACTING Commissioner.

Muskogee, Indian Territory, April 12, 1907.

Wansfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 15, 1907, declining to receive the application for the enrollment of Duckie May Nabrie as a Choctaw freedman.

Respectfully,

W. D. Stogers.

W. D. Stogers Commissioner.

cases have been sent to the Indian Office.

Respectfully,

Jesse E. Wilson,

Assistant Secretary.

48 inc. and 96 inc.
for Ind. Of.

W.C.F.
2/3/07.

Muskogee, Indian Territory, September 25, 1906.

Clara Nunley,

Sutter, Indian Territory.

Dear Madam:

There have been received at this office affidavits of yourself and Patsy Nunelly to the birth of Duchie May Mabrie January 26, 1906.

You will be notified of such action as is taken in regard to the affidavits to the birth of this child.

Respectfully,

Commissioner.

17-NB-450

Muskogee, Indian Territory, May 2, 1907.

Clara Nunley,

Sutter, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of your letter of April 21, 1907, in which you state that application was made July 24, 1906, for the enrollment of your child Duckie May Mabrie, and owing to ill health you could not get to the Land Office to testify relative to this matter; you state that you can give plenty of evidence that the application was made in time.

In reply to your letter you are advised that the application for the enrollment of your child Duckie May Mabrie was not received at this office until July 26, 1906, and the time within which applications could be received for the enrollment of minor children of citizens of the Choctaw and Chickasaw Nations, expired July 25, 1906, and no further information can be given you than that contained in previous letters.

Respectfully,

Acting Commissioner.

Choc. M. Fr. 451

Cornelius Hyatt

M. Fr. 451

MINOR ENROLLMENT

CHOCTAW FREEDMAN

Cornelius Hyatt

Decline to receive Feb 14 1907

Record Forwarded Department Feb 14 1907

Action Approved By Secretary of Interior
Mar 2 1907Notice of Departmental Action Forwarded
Attorneys for Choctaw And Chickasaw
Nations. Mar 23 1907Notice of Departmental Action Mailed
Applicant. Mar 2 1907

ACT OF CONGRESS APPROVED APRIL 22, 1906

Muskogee, Indian Territory, September 26, 1906.

Cornelius Hyatt,

C/o J. M. Turner,

Ardmore, Indian Territory.

Dear Sir:

There have been received at this office affidavits of Celestris Hyatt and Millie Durant to the birth of Cornelius Hyatt, child of Cornelius and Celestris Hyatt, August 17, 1905.

You will be notified of such action as is taken in regard to the affidavits to the birth of this child.

Respectfully,

Commissioner.

Muskogee, Indian Territory, October 18, 1906.

Cornelius Hyatt,

Wapanuoka, Indian Territory.

Dear Sir:

There were received at this office affidavits of Celestris Hyatt and Millie Durant to the birth of Cornelius Hyatt, child of Cornelius and Celestris Hyatt, August 17, 1905.

You will be notified of such action as is taken in regard to the affidavits to the birth of said child.

Respectfully,

Commissioner.

N.B. #451

1906

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 20, 1906.

Cornelius Hyatt

as a citizen of

Choctaw Freedmen Nation.

Approved..... 1906

Commissioner.

N.B. 451

Jul 26, 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Cornelius Hyatt, born on the 17 day of August 1905
[Here insert name of child]
Name of Father: Cornelius Hyatt a citizen of the Nation.
Name of Mother: Celestria Hyatt a citizen of the Choctaw Nation.
Tribal enrollment of father: Intermarried Tribal enrollment of mother: Choctaw
Postoffice: Wapanucka, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Central District.

I, Celestria Hyatt, on oath state that I am 23
years of age and a citizen by adoption, of the Choctaw Nation;
that I am the lawful wife of Cornelius Hyatt, who is a citizen, by
marriage, of the Choctaw Nation; that a Male child was
born to me on 17 day of August, 1905; that said child has been named
Cornelius Hyatt and was living March 4, 1906.

Celestria Hyatt

WITNESSES TO MARK:

[Must be Two Witnesses] { Lilly Drint

Subscribed and sworn to before me this day of 1906.

P. Davis

(SEAL)

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Central District.

I, Millie Durant, on oath state that I
attended on Celestria Hyatt, wife of Cornelius Hyatt
on the 17 day of August 1905; that there was born to her on said date a Male
child; that said child was living March 4, 1906, and is said to have been named Cornelius
Hyatt her

Millie I. Durant
mark

WITNESSES TO MARK:

[Must be Two Witnesses] { Lilly Drint
Thomas Scott

Subscribed and sworn to before me this

day of

1906.

P. Davis

Notary Public.

(SEAL)

Wuskogee, Indian Territory, December 1, 1906.

Celestrie Hyatt,

Wapanucka, Indian Territory.

Dear Madam:

It appears from the records of the Commissioner that an application was received at this office on July 26, 1906, for the enrollment of your child, Cornelius Hyatt, as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1904, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your child, above named, prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

17-WB-451.
W.A.R.

In the matter of the alleged application for the enrollment of Cornelius Hyatt (Jr) as a Choctaw freedman.

It appears from the record herein that on July 26, 1906, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Cornelius Hyatt (Jr) as a Choctaw freedman.

It does not appear from the records of this office that any application of any nature whatsoever has been received for the enrollment of the applicant prior to July 26, 1906.

On December 1, 1906, Celestria Hyatt, mother of applicant, was notified that if it was claimed that an application had been made for the enrollment of the applicant as a Choctaw freedman within the time limited by law, she should appear at the Choctaw Land Office at Atoka, Indian Territory, before January 1, 1907, and give testimony relative to the submission of said application within the time required by law. No evidence was offered in support of such application.

I am of the opinion that inasmuch as no application was made for the enrollment of Cornelius Hyatt (Jr) as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906, (34 Stats., 137), and therefore, I am without authority to receive or consider or make any record of any application for his enrollment as such and that I should decline to receive the same and it is so ordered.


Commissioner.

Muskogee, Indian Territory,

FEB 14 1907

17-N.B.-451

Muskogee, Indian Territory, February 14, 1907.

Cornelius Hyatt,

Wapanucka, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 14, 1907, declining to receive or consider the application for the enrollment of Cornelius Hyatt Jr., as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tamc Bixby*

Commissioner.

Incl. 17-N.B.-451
Registered.

17-M.B.-451

COPY

Muskogee, Indian Territory, February 14, 1907.

Mansfield, McMurray & Cornish,
Attorneys for the Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 14, 1907, declining to receive or consider the application for the enrollment of Cornelius Hyatt Jr., as a Choctaw freedman.

The decision, with the record of proceedings in the case is this day transmitted to the Secretary of the Interior for review. The final decision of the secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tamc*

Commissioner.

Incl. 17- M.B.-451.

COPY
Muskogee, Indian Territory, February 14, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Cornellius Hyatt Jr., as a Choctaw freedman, including the decision of the Commissioner to the Five Civilized Tribes, dated February 14, 1907, declining to receive or consider said application.

Respectfully,

SIGNED *Tamc Bixby*

Commissioner.

Incl. 17-M.B.451.

Through the
Commissioner of Indian Affairs.

J.P.

DEPARTMENT OF THE INTERIOR,

D.C. 12635-1907.

WASHINGTON.

O.K.

I.T.D.

6136, 6138, 6176, 6178,
6136, 6202, 6218, 6222,
6234, 6240, 6256, 6258,
6264, 6268, 6270, 6292,
6294, 6298, 6534--1907.

March 2, 1907.

L RS.

DIRECT.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases, adverse to the applicants, are hereby affirmed. Copies of Indian Office letters, submitting your reports and recommending that the decisions be affirmed, are enclosed:

Title of Case.	Date of Your Letter of Transmittal.
Robert Ward and Willie Ward (Freedman),	February 12, 1907.
Jana Robinson (Freedman),	February 12, 1907.
Anderson Gilbert (Freedman),	February 16, 1907.
Esther Butler (Freedman),	February 13, 1907.
Aaron Hunter and Rosetta Hunter, (Freedman)	February 13, 1907.
Cornelius Hyatt, Jr.	February 14, 1907.
Vivian Virginia Murphy and Edith M. Murphy,	February 14, 1907.
Nannie and Hughey McNeely,	February 14, 1907.
Siras Jeffie Burris et al. (Freedmen),	February 14, 1907.
Solomon Wilson, Jr. (Freedman),	February 12, 1907.
Gus Willis (Freedman),	February 14, 1907.
Leeana and Fannie Robinson (Freedmen),	February 14, 1907.
Mary Butler (Freedman),	February 14, 1907.
Leeguster Shoals (Freedman),	February 14, 1907.
Green Butler (Freedman),	February 13, 1907.
Robert McAfee (Freedman),	February 14, 1907.
Mimie McKinney (Freedman),	February 14, 1907.
William Fay and Lena Otto Nelson,	February 16, 1907.
John Henry and Fred Daniels (Freedmen),	February 12, 1907.

-2-

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,
Jesse H. Wilson.

19 inc. and 38 inc. to
Ind. Of.

Assistant Secretary.
W.C.F. 1/3/07.

188115-1907. to the

(COPY)

D. C. 1. 1881-1907. DEPARTMENT OF THE INTERIOR,
Land. DEPT. OF LAND AFFAIRS,
18811-1907.
WASHINGTON.

18811-1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from the Commissioner dated February 14, 1907, transmitting the record relative to the application of Cornelius Wyatt, Jr., for enrollment as a Choctaw Freedman. The Commissioner rejected the application on February 14, 1907. The record in the case has been examined and it is found that the Commissioner's decision is correct. His approval is recommended.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

GAW-GH.

Muskogee, Indian Territory, March 25, 1907.

Cornelius Hyatt,

Wapamoka, Indian Territory.

Dear Sir:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 14, 1907, declining to receive or consider the application for the enrollment of Cornelius Hyatt Jr., as a Choctaw freedman.

Respectfully,

Commissioner.

100-451

Waskippe, Indian Territory, March 2, 1907.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 14, 1907, declining to receive or consider the application for the enrollment of Cornelius Hyatt Jr., as a Choctaw freedman.

Respectfully,

Commissioner.

Choc. M. Fr. 452

Annie Harkins

M. Fr. 452

MINOR

ENROLLMENT
CHOCTAW FREEDMAN

Annie Harkins

Decline to receive Feb 14 1907

Copy of Decision Forwarded Attorneys for
Choctaw and Chickasaw Nations.
Feb 14 1907

Record Forwarded Department Feb 14 1907

Action Approved By Secretary of Interior.
Mar 2 1907Notice of Departmental Action Forwarded At
Attorneys For Choctaw And Chickasaw
Nations. Apr 2 1907Notice of Departmental Action Mailed
Applicant. Apr 2 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

Muskogee, Indian Territory, September 22, 1906.

David Harkins,

Sawyer, Indian Territory.

Dear sir:

There have been received at this office affidavits of Mary Jane Harkins and Eddie Williams to the birth of Annie Harkins child of David and Mary Jane Harkins, July 29, 1905.

You will be notified of such action as is taken in regard to the affidavits to the birth of this child.

Respectfully,

Commissioner.

17-NB-452

Muskogee, Indian Territory, January 31, 1907.

Dave Harkins,

Sawyer, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of January 20, 1907, in which you state that you have one more child to put on the Choctaw freedman roll and you want to know where to go to enroll it.

In reply to your letter you are advised that you do not state the name of the child to whom you refer but affidavits to the birth of Annie Harkins, child of Dave and Mary Jane Harkins were received at this office July 26, 1906. You are informed, however, that the time within which applications could be received for the enrollment of minor children of Choctaw freedmen under the Act of Congress approved April 28, 1906, expired July 25, 1906, but if you claim that application was made for the enrollment of your child Annie Harkins under said act, prior to July 25, 1906, you should appear at this office immediately for the purpose of presenting testimony relative to the submission of such application.

Respectfully,

Commissioner.

N B #452

189

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 28, 1906.

..... Annie Harkins

as a citizen of

..... Choctaw Nation.

Choctaw Freedmen

Approved..... 190...

.....
Commissioner.

17-310
17-489

N B #452

Jul 26 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of annie Harkins, born on the 29 day of July, 1903.
[Here insert name of child]
Name of Father: Daved Harkins a citizen of the Choctaw Nation.
Name of Mother: Mary Jane Harkins a citizen of the Choctaw Nation.
Tribal enrollment of father: Tribal enrollment of mother:
Postoffice: Sawyer, Ind Ter

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, Mary Jane Harkins, on oath state that I am 22
years of age and a citizen by adoption of the Choctaw Nation;
that I am the lawful wife of Dave Harkins, who is a citizen, by
adoption of the Choctaw Nation; that a Female child was
born to me on 29 day of July, 1903, that said child has been named
annie Harkins, and was living March 4, 1906.
her
Mary Jane X Harkins

WITNESSES TO MARK:

[Must be Two Witnesses] { Thos Fennell
Dave Harkins

Subscribed and sworn to before me this 16 day of Januy, 1906.

Thomas Fennell

Notary Public

(SEAL)

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, Eddie Williams, a midwife, on oath state that I
attended on Mary Jane Harkins, wife of Dave Harkins
on the 29 day of July, 1903; that there was born to her on said date a Female
child; that said child was living March 4, 1906, and is said to have been named annie
Harkins her
Eddie X Williams

WITNESSES TO MARK:

[Must be Two Witnesses] { Thos Fennell
Dave Harkins

Subscribed and sworn to before me this 19 day of Janery, 1906.

Thomas Fennell

Notary Public.

(SEAL)

17-489

17-810

Muskogee, Indian Territory, December 1, 1906

David Harkins,

Sawyer, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on July 26, 1906, for the enrollment of your child, Annie Harkins as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of your minor child under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your above named child, prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka Indian Territory, any time prior to January 7, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

17-NE-432.
W.A.B.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the alleged application for the enrollment of Annie Harkins as a Choctaw freedman.

DECISION

It appears from the record herein that on July 26, 1906, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Annie Harkins as a Choctaw freedman.

It does not appear from the records of this office that any application of any nature had been made for the enrollment of the applicant prior to July 26, 1906.

On December 1, 1906, Dave Harkins, father of the applicant was notified that if it was claimed that an application had been made for the enrollment of the applicant as a Choctaw freedman prior to July 26, 1906, he should appear at the Choctaw Land Office at Atoka, Indian Territory, before January 1, 1907, and give testimony relative to the submission of such application within the time limited by the provisions of the Act of Congress approved April 26, 1906, (34 Stats., 137).

No evidence was offered in support of said application.

I am of the opinion that inasmuch as no application was made for the enrollment of Annie Harkins as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906, (34 Stats., 137), I am therefore without authority to receive or consider or make any record of any application for her enrollment as such and that I should decline to receive the same and it is so ordered.



Commissioner.

Muskogee, Indian Territory,
FEB 14 1907

17-ND-482.

COPY

Muskogee, Indian Territory, February 14, 1907.

Dave Harkins,

Sawyer, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 14, 1907, declining to receive the application for the enrollment of Annie Harkins as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Jame Dixby*

Commissioner.

Registered
Incl. 17-ND-482.

17-NB-452.

COPY

Langhorne, Indian Territory, February 14, 1907.

Manerfield, McMurray & Gerniah,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 14, 1907, declining to receive the application for the enrollment of Annie Harkins as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tamm Dixby*

Commissioner.

Incl. 17-NB-452.

COPY

Enbridge, Indian Territory, February 14, 1907.

The Honorable,

The Secretary of the Interior:

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Annie Harkins as a Choctaw freedman, including the decision of the Commissioner to the Five Civilized Tribes, dated February 14, 1907, declining to receive said application.

Respectfully,

SIGNED

Jane Bixby

Commissioner.

2 Incl. 17-NE-452.

Through the
Commissioner of Indian Affairs.

D. 12634.
L.R.S.

A.P.
O.K.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

I. T. D.

6076, 6096, 6126, 6148-07.
6182, 6778, 6828, 6838-07.
6836, 6840, 6842, 6844-07.
6880, 6882, 6886, 6888-07.
6886, 6878, 6882, 6884-07.
6894, 6900, 6902, 6904-07.
6958, 6964, 6966, 6968-07.

March 2, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Cheetau citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are enclosed:

Title of Case.

Date of Your
Letter of Transmittal.

Oye Richardson, Jr., (Freedman),	February 14, 1907.
Ernest and Willie Lee Draper (Freedmen),	February 14, 1907.
Mary Morris Clayton,	February 19, 1907.
Alexander Harland (Freedman),	February 13, 1907.
Barnest and Louis Fields (Freedmen),	February 13, 1907.
Claud Waid Thompson (Freedman),	February 13, 1907.
Levie Freeny (Freedman),	February 15, 1907.
John Littlejohn et al. (Freedmen),	February 20, 1907.
Kate D. Johnson (Miss. Cho.),	February 20, 1907.
Tobias Louis and James Russell (Freedmen),	February 19, 1907.
Nickman Hensley, (Freedman),	February 18, 1907.
Mary Plummer,	February 14, 1907.
Zach Alton Callaway,	February 21, 1907.
Riley Cole (Freedman),	February 19, 1907.
Albert F. and Edith Ford,	February 21, 1907.
Bianch Estella Autrey et al.,	February 21, 1907.
Paul Jones,	February 21, 1907.

Title of Case.

**Date of Your
Letter of Transmittal.**

Frances and Viola Brannen (Freedmen),	February 14, 1907.
Mattie Smith (Freedman),	February 19, 1907.
Gra Williams (Freedman),	February 25, 1907.
William J. Hanley,	February 21, 1907.
Vera and Nora Mcavens,	February 12, 1907.
Annie Harkins, (Freedman),	February 14, 1907.
Francis York,	February 21, 1907.
J. W. Huffman, et al.,	February 13, 1907.
Sam W. and Joe A. Potts,	February 19, 1907.
Eva Wright,	November 20, 1906.
Thomas H. Starks, (intermarried),	February 19, 1907.

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse H. Wilson,

Assistant Secretary.

25 inc. and 56 incl.
for Indian Office.

W.C.F.
3-3-07.

- Land
16299-1907.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

March 1, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from Commissioner Bixby, dated February 14, 1907, transmitting the record relative to the application of Annie Harkins for enrollment as a Choctaw freedman including the decision of the Commissioner dated February 14, 1907, adverse to the applicant.

The decision of the Commissioner has been examined and found to be correct and the same is recommended for approval.

Very respectfully,

Acting Commissioner.

HRD-ALK.

17-NB-452

Muskogee, Indian Territory, April 2, 1907.

Dave Harkins,

Sawyer, Indian Territory.

Dear Sir:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of the Commissioner to the Five Civilized Tribes, rendered February 14, 1907, declining to receive the application for the enrollment of Annie Harkins as a Choctaw freedman.

Respectfully,

E. D. Stanger.

Acting Commissioner.

17-NB-452

Muskogee, Indian Territory, April 2, 1907.

Mansfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 2, 1907,
the Secretary of the Interior affirmed the decision of the
Commissioner to the Five Civilized Tribes, rendered February
14, 1907, declining to receive the application for the enroll-
ment of Annie Harkins as a Choctaw freedman.

Respectfully,

Geo. D. Rogers

Acting Commissioner.

Choc. M. Fr. 453

Dora Maturby

M. Fr. 453

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

Dora Maturby

Decline to receive Feb 14 1907

Record Forwarded Department Feb 14 1907

Action Approved By Secretary of Interior.
Mar 2 1907Notice of Departmental Action Forwarded
Attorneys for Choctaw And Chickasaw Nation
Mar 23 1907Notice of Departmental Action Mailed
Applicant. Mar 23 1907

ACT OF CONGRESS APPROVED APRIL 23, 1906

N B 453

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

.....Dora Maturby.....

as a citizen of

Choctaw Freedmen Nation.
.....

Approved..... 190...

.....
Commissioner.
.....

17-857

RECD Aug 8-06

N B 453

(COPY)

BIRTH AFFIDAVIT

199

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Choctaw.....Nation,
ofDora Matubbe....., born on the 23.....day of September.....1895.
[Here insert name of child]
Name of Father:.....Jesse Matubbe.....a citizen of the.....Choctaw.....Nation.
Name of Mother:.....Sarah (Young) Matubbe.....a citizen of the.....Choctaw.....Nation.
Tribal enrollment of father.....Choc-fred.....Tribal enrollment of mother.....Choc-fred.....
Postoffice.....Armstrong Academy, I. T.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
.....Central.....District. }

I,Sarah (Young) Matubbe (Now) McBeth on oath state that I am.....31.....
years of age and a citizen by adoption.....of the.....Choctaw.....Nation;
that I am the lawful wife of.....Jesse Matubbe....., who is a citizen, by
.....adoption.....of the.....Choctaw.....Nation; that a female.....child was
[Male or Female]
born to me on.....23.....day of.....September.....1895.; that said child has been named
.....Dora Matubbe.....and was living March 4, 1906

(Signed) Sarah (Young) Matuby (Now McBath)..

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this.....23.....day of.....July.....1906.

(SEAL)

P. Davis

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
.....Central.....District. }

I,Anna Beaver deceased....., a.....mid-wife....., on oath state that I
attended on Sarah(Young) Matubbe(Now McBeth) of.....Jesse Matubbe.....
on the.....23.....day of.....September.....1895.; that there was born to her on said date a.....female
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named.....Dora Matubbe.....

(Signed) Terry Durford.....

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this.....23.....day of.....July.....1906.

(SEAL)

P. Davis,

Notary Public.

17-857

(COPY)

Muskogee, Indian Territory, December 1, 1906.

Jesse Maturby,

Academy, Indian Territory.

Dear Sir:

It appears from the records of the Commissioner that an application was received at this office on August 8, 1906, for the enrollment of your child, Dora Matubbe, as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your child above named prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

17-25-553.

W-A-B

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the alleged application for the
enrollment of Dora Matubbe as a Choctaw freedman.

DECISION

It appears from the record herein that on August 8, 1906, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Dora Matubbe as a Choctaw freedman.

It does not appear from the records of this office that any application of any nature whatsoever had been received for the enrollment of the applicant prior to July 26, 1906.

On December 1, 1906, Jesse Maturby (or Matubbe), father of applicant, was notified that if it was claimed that an application had been made for the enrollment of said applicant as a Choctaw freedman prior to July 26, 1906, he should appear at the Choctaw Land Office at Atoka, Indian Territory, before January 1, 1907, and give testimony relative to the submission of said application within the time limited by the provisions of the Act of Congress approved April 26, 1906, (34 Stats., 137). No evidence was offered in support of said application.

I am of the opinion that inasmuch as no application was made for the enrollment of Dora Matubbe as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906, (34 Stats., 137), I am therefore, without authority to receive or consider or make any record of any application for her enrollment as such and that I should decline to receive the same, and it is so ordered.



Commissioner.

Muskogee, Indian Territory,

FEB 14 1907

17-NB-483

COPY

Muskogee, Indian Territory, February 14, 1907.

Jesse Matubbe,

Academy, Indian Territory;

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 14, 1907, declining to receive or consider the application for the enrollment of Dora Matubbe as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tame Dixby*

Commissioner.

Registered.

Incl. 17-NB-483

17-NE-453

Muskogee, Indian Territory, February 14, 1907.

COPY

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:-

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 14, 1907, declining to receive or consider the application for the enrollment of Dora Matubbe as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *James Bixby*

Commissioner.

Incl. 17-NE-453

COPY

Muskogee, Indian Territory, February 14, 1907.

The Honorable,

The Secretary of the Interior:

Sir:-

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Dora Matubbe as a Choctaw freedman, including the decision of the Commissioner to the Five Civilized Tribes, dated February 14, 1907, declining to receive or consider said application.

Respectfully,

SIGNED *Tamm Bixby*

Commissioner.

Incl. 17-NB-453

Through the
Commissioner of Indian Affairs.

D.C. 12642.

I.T.D. 5914, 6060, 6064, 6074, 6078, -1907.
6080, 6108, 6112, 6124, 6130, - "

I.R.E.
DIRECT.

J.P.
S.P.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

March 2, 1907.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship
cases adverse to the applicants are hereby affirmed.
Copies of Indian Office letters submitting your reports
and recommending that the decisions be affirmed are inclosed:

Title of Case.	Date of your letter of transmittal.
John C. White (Miss. Choct.)	February 12, 1907.
Mary M. Beckwith, et al., (freedmen)	February 14, 1907.
Dora Matubbe (freedman)	February 14, 1907.
Alice Butler (freedman)	February 16, 1907.
Nariah Sands, et al. (freedmen)	April 21, 1906.
George McCall, et al.	February 16, 1907.
Alice M. Smith,	January 14, 1907.
Alma Manning, et al. (freedmen)	February 12, 1907.
Thomas H. P. Smith, et al.	February 16, 1907.
Henry Nelson (freedman)	February 16, 1907.

A copy hereof and the papers in the above mentioned
cases have been sent to the Indian Office.

Respectfully:

Jesse H. Wilson,

Assistant Secretary.

10 inc. and
22 to Ind. Of.
A.F.M.
3-2-07.

H.V.

LAND
16316-1907.

(COPY)

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 28, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from Commissioner Bixby dated February 15, 1907, transmitting the record relative to the application of Dora Matubbe for enrollment as a Choctaw freedman, including the Commissioner's decision of February 14, 1907, declining to receive or consider the application. The record in the case has been examined and it is believed that the Commissioner's decision is correct. Its approval is recommended.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

GAW-GH

B.W.

17-40 -453

Medicine, Indian Territory, March 23, 1907.

Jesse Matubbe,

Academy, Indian Territory.

Dear Sir:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 14, 1907, declining to receive or consider the application for the enrollment of Dora Matubbe as a Choctaw freedman.

Respectfully,

Commissioner.

17-NB-453

Muskogee, Indian Territory, March 23, 1907.

Manfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 16, 1907, declining to receive or consider the application for the enrollment of Dora Matubbe as a Choctaw Freedman.

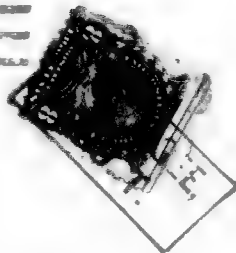
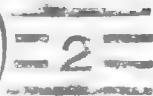
Respectfully,

Commissioner.

Department of the Interior.

Commissioner to the Five Civilized Tribes,

MUSKOGEE, IND. TER.



17-713-453

8202



Registered No. 373
373
Unclaimed

Jesse Matubbe,

Academy, Indian Territory.

Choc. M. Fr. 454

Cora Bailey

M. Fr. 454

MINOR

454

ENROLLMENT
CHOCTAW FREEDMAN

Cora Bailey

Decline to receive Feb 13 1907

Record Forwarded Department. Feb 13
1907.

Action Approved By Secretary of Interior
Mar 4 1907

Notice of Departmental Action Forwarded
Attorneys for Choctaw And Chickasaw
Nations. Apr 12 1907

Notice of Departmental Action Mailed
Applicant. Apr 12 1907

ACT OF CONGRESS APPROVED APRIL 22, 1906

454

State of Ind Ter. Choctaw Nation.

9/24/07.

This is to certify that J. Geo. W. Rodgers,
Notary Public for Central District, I.T.
did execute an affidavit of application
for one Molly McCoy, as to her Infant Child
Cora Bailey, to the Dawes Com. of the
Five Civilized Tribes. at Muskogee, I.T. on
July. 24th 1906.

Witness my hand and seal
this 24th of Sept. 1907

Geo. W. Rodgers.
Notary Public.

Birth Affidavit --

Dept of the Interior

Com of Five Civilize Tribes

In re application for Enrollment as a citizen of Choctaw Nation of Cora Bailey. born 19th of Dec. 1905. Name of Mother Mollie McCoy, citizen of Choctaw Nation. Name of Father Henry Bailey, P. O. Sutter, I. T.

Affidavit of Mother.

U. S. of America, I. T.

Central Dist.

I, Mollie McCoy, on oath state that I am 21 years of age. that a female child was born to me on 19th of Dec. 1905, and that said child were named Cora Bailey. and am now living.

Mollie McCoy

Subscribed & sworn to before me this the 24th day of July 1906.

George W. Rodgers

Notary Public

My Commission expires

Feb. 6th, 1908.

(SEAL)

Affidavit of

Midwife. U. S. of America, I. T.

Central Dist.

I, Patsy Nunelly, a Midwife on oath state that I attended on Mrs. Molly McCoy on the 19th of Dec 1905, and a female child were born to her, and said to be named Cora Bailey, and are now living.

her
Patsy Nunelly, X
mark

Witt) G. W. Rodgers
E. C. Rodgers

Subscribed & sworn to before me this the 24th of July 1906.

Geo. W. Rodgers

Notary Public.

My Commission Expires

Feb. 6th, 1908.

(SEAL)

(Endorsed on Back)

N B 454
Cora Bailey

Choctaw Freedmen

N B 454
Jul 26 1906

17-713

Muskogee, Indian Territory, December 1, 1906.

Wollie McCoy,

Sutter, Indian Territory.

Dear Madam:

It appears from the records of the Commissioner that an application was received at this office on July 26, 1906, for the enrollment of your child, Cora Bailey, as a Choctaw freedman.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It has recently been held by the Department that the minor children of Choctaw freedmen who were living on March 4, 1906, are entitled to enrollment provided application was made within the time prescribed by law, or prior to July 25, 1906.

If it is claimed that such an application was made for the enrollment of your child above named prior to July 25, 1906, you should appear before the Choctaw Land Office at Atoka, Indian Territory, any time prior to January 1, 1907, for the purpose of presenting testimony relative to the submission of such application within the required time.

Respectfully,

Commissioner.

17-NB-454.
W.A.R.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the alleged application for the
enrollment of Cora Bailey as a Choctaw freedman.

D E C I S I O N

It appears from the record herein that on July 26, 1906, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Cora Bailey as a Choctaw freedman.

It does not appear from the records of this office that any application of any nature whatsoever had been received for the enrollment of the applicant prior to July 26, 1906.

On December 1, 1906, Mollie McCoy, mother of applicant, was notified that if it was claimed that an application had been made for the enrollment of the applicant as a Choctaw freedman within the time limited by law, she should appear at the Choctaw Land Office at Atoka, Indian Territory, before January 1, 1907, and give testimony relative to the submission of such application within the time required by law. No evidence was offered in support of such application.

I am of the opinion that in as much as no application was made for the enrollment of Cora Bailey as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906, (34 Stats., 137), therefore, I am without authority to receive or consider or make any record of any application for her enrollment as such and that I should decline to receive the same, and it is so ordered.



Commissioner

Muskogee, Indian Territory,

FEB 13 1907

17-NB-454

COPY

Muskogee, Indian Territory, February 13, 1907.

Henry Bailey,

Sutter, I. T.

Dear Sir:-

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 13, 1907, declining to receive the application for the enrollment of Cora Bailey as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Irene Bixby*

Commissioner.

Registered.
Incl. 17-NB-454.

17-WB-454.

Muskogee, Indian Territory, February 23, 1907.

Mollie McGay,

Butter, I. T.

Dear Madam:

Enclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 23, 1907, declining to receive the application for the enrollment of Gora Bailey as a Choctaw Freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Frank D. Dwyer
Commissioner.

Registered.
Incl. 17-WB-454.

17-47-414.

Washington, Indian Territory, February 12, 1907.

Mr. J. H. McLaughlin, Secretary & Clerk,

Attorneys for Choctaw & Chickasaw Nations,

South Webster, I. T.

Sir:

Enclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 12, 1907, declining to receive the application for the enrollment of Sam Bailey as a Choctaw freedman.

The decision, with the record of proceedings in the case, in this decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

James D. Smith

Commissioner.

Encl. 17-47-414.

Wahington, Indian Territory, February 13, 1909.

The Honorable,

The Secretary of the Interior:

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Gera Bailey as a Choctaw Freedman, including the decision of the Commissioner to the Five Civilized Tribes, dated February 13, 1909, declining to receive said application.

Respectfully,

JOHN S. BAKER

Commissioner.

2 Incl. 17-42-434.

Through the
Commissioner of Indian Affairs.

D.C. 12300.
L.H.R.

J.P.
Feb.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

March 4, 1907.

S.T.R.

6124, 6144, 6152, 6154, 6170-07.
6122, 6992, 7001, 7264, 7270-0
7294, 7334, 7344, 7364, 7374-0
7376, 7380, 7392, 7404, 7410-0
7414, 7418, 7442, 7472, 7478-0
7482, 7490, 7526, 7542, 7560-0
7582, 7594, 7556, 7558, 7594-0
7582, 7624, 7664, 7680-0
7684, 7688, 7696, 7698, 7708-0
7716, 7724, 7728, 7734-0

WASH.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw enrollment cases
adverse to the applicants are hereby affirmed, viz:

Title of case.	Date of your letter of transmittal.
Alex and Lee G. Lewis (Freedmen)	February 14, 1907.
Cora Bailey (Freedman)	February 13, 1907
Virginia and Dave Calbert (Freedmen)	February 12, 1907
Stella Marlow	February 15, 1907
Jessie Pollock, et al.	December 24, 1906
Elysis and Sydney Franier (Freedmen)	February 14, 1907
Annie and Homer Carter (Freedmen)	February 14, 1907.
Margie Hall (Freedman)	February 14, 1907.
Lavera Perry (Freedman)	February 7, 1907.
Willie and Annie Roberts	February 6, 1907
Clarence Vails	February 7, 1907
Beatrice and Maudie Jeffres (Freedmen)	February 11, 1907
L.F. Rhodes, et al.,	February 14, 1907
Almer Pitchlym (Freedman)	February 11, 1907
Berry and Elsie Reed (Freedmen)	February 11, 1907
Vivian V. and Clyde Parks	February 11, 1907
Marvin Clifford Kaulley	February 7, 1907
Blanche M. Stark, et al.	February 20, 1907

Title of case.	Date of your letter of transmittal.
John M. Low, (Intermarried)	February 6, 1907
Bell Berna (Miss Chas.)	February 7, 1907
David and Mariadell Powell (Freedman)	February 7, 1907
Samuel Blunt (Freedman)	February 7, 1907
Glenn and Annie Berry (Freedman)	February 21, 1907
Robert Thompson (Freedman)	February 21, 1907
Washington and Hester Anthony (Freedman)	February 21, 1907
Ann and Emmett Valson (Freedman)	February 21, 1907
Don Wilson (Freedman)	February 20, 1907
Blanch Johnson (Freedman)	February 18, 1907
Luvana May Everett (Miss. Chas.)	February 23, 1907
Viola Warler (Freedman)	February 21, 1907
Elia Valson, et al, (Freedman)	February 21, 1907
Edward Adamson (Freedman)	February 21, 1907
Allie May and Ance Williams (Freedman)	February 21, 1907
John Ward, et al,	January 23, 1907
Frank P. Morgan (Intermarried)	January 24, 1907
Marion James Robins (Freedman)	February 21, 1907
William C. York, et al,	January 16, 1907
William S. Watters, et al,	February 23, 1907
Charley Briggs (Freedman)	February 21, 1907
Hattie Marie Stewart, et al,	February 23, 1907
Robert McCoy (Freedman)	February 18, 1907
George Chatman (Freedman)	February 21, 1907
Louisa Perry, (Freedman)	February 19, 1907
John Albert Pautsky	February 26, 1907
Haney F. and Thuresey McLarty	February 26, 1907
Esther Shockey,	February 26, 1907
Albert and Eraser Piggee (Freedman)	February 26, 1907
Boling McKinney, et al. (Freedman)	February 26, 1907

Copies of Indian Office letters submitting your reports and recommending that the decisions be approved, are inclosed.

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

E. A. Hitchcock,

Secretary.

46 inc. and
96 for Ind. Of. with copy hereof.

A.7Hc.
3-4-07.

Refer in reply to the following.

Copy.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

Land
15987-1907.
D. C. 12853

February 28, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to invite your attention to the enclosed record of the Commissioner to the Five Civilized Tribes in the matter of the alleged application for the enrollment of Cora Bailey as a Choctaw freedman.

The Commissioner in his decision sets out the record concerning the attempted applications for the enrollment of the applicant, and on February 13, 1907, determined that it did not appear from the records of his office that any application of any nature whatsoever had been made for the enrollment prior to July 25, 1905, and for that reason rejected her.

It is evident that no application was made for the enrollment of Cora Bailey within the time prescribed by law, and for that reason it is recommended that the decision of the Commissioner be approved.

Very respectfully,

G. F. Larrabee,

Acting Commissioner.

RBH-Y

27-23-134

Muskogee, Indian Territory, April 22, 1907.

Henry Bailey,

Butter, Indian Territory.

Dear Sir:

You are hereby advised that on March 4, 1907, the Secretary of the Interior affirmed the decision of this office of February 13, 1907, declining to receive the application for the enrollment of Gora Bailey as a Choctaw-
Speedman.

Respectfully,

Geo. D. Rodgers,

ACTING Commissioner.

17-25-434

Wankagus, Indian Territory, April 12, 1907.

Hollie McGee,

Butter, Indian Territory.

Dear Madam:

You are hereby advised that on March 4, 1907, the Secretary of the Interior affirmed the decision of this office of February 13, 1907, declining to receive the application for the enrollment of Cora Bailey as a Choctaw freedman.

Respectfully,

J. D. Rodgers.

ACTING Commissioner.

17-23-454

Muskogee, Indian Territory, April 12, 1907.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 4, 1907, the Secretary of the Interior affirmed the decision of this office of February 13, 1907, declining to receive the application for the enrollment of Cora Bailey as a Choctaw freedman.

Respectfully,

Geo. D. Rodgers.

ACTING
Commissioner.

Muskogee, Indian Territory, September 25, 1906.

Mollie McCoy,

Sutter, Indian Territory.

Dear Madam:

There have been received at this office affidavits of yourself and Patsy Nunuly to the birth of Cora Bailey, child of Mollie McCoy and Henry Bailey, December 19, 1905.

You will be notified of the action taken upon these affidavits.

Respectfully,

Commissioner.

Muskogee, Indian Territory, October 10, 1907.

Henry McCoy,

Nathan, Indian Territory.

Dear Sir:

This office is in receipt, without letter of transmittal accompanying same, of the certificate of Geo. N. Rodgers, notary public, certifying that on July 24, 1906, he executed an affidavit for one Mollie McCoy as to the birth of her infant child, Cora Bailey.

This office is unaware of the purpose this certificate has been forwarded, but you are advised that it appears from the records of this office that on July 26, 1906, there was received by the Commissioner to the Five Civilized Tribes a written application for the enrollment of Cora Bailey as a Choctaw freedman.

Inasmuch as said application for the enrollment of Cora Bailey as a Choctaw freedman was not made within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), the Commissioner to the Five Civilized Tribes declined to receive such application.

Respectfully,

LOG.

Acting Commissioner.

5-
AUG. 1894

REV. F. EDWIN L.

Franklin M. Cogg

LATHAM, IND. T.



Received of the Post Office



Choc. M. Fr. 455

Hattie Green

M. Fr. 455

Muskogee, Oklahoma, July 24, 1909.

Sarah Green,

Womack, Oklahoma.

Madam:

There is returned herewith your marriage license and certificate filed at this office in the matter of the enrollment of your child as a minor Choctaw freedman.

Respectfully,

Commissioner.

CM-24-3

Purcell, I. Ty.

January 18, 1907.

Commissioner to Five Tribes,
Muskogee, I. Ty.

Dear Sir:

In the matter of the application for enrollment as a citizen of the Choctaw Nation, of Hattie Green, minor child of Monroe Green and Sarah Green. You are advised that Sarah Green has been recognized at the Chickasaw Land Office as Sarah Thomas and holds allotment certificates to selections in the Chickasaw Nation. Her name appears on the approved roll of Choctaw freedmen opposite No. 2541.

You will find inclosed herewith new affidavits relative to the birth of Hattie Green.

Respectfully,

Andrew J. Gardenhire

NEW BORN

900

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Hattie Green

as a citizen of

Chectaw

Nation.

Approved..... 190.....

Commissioner.

Born March 4, 1906

ACT OF CONGRESS APPROVED APRIL 26, 1906.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

AUG 15 1906

Commissioner

Chectaw

NB 900.

RECEIVED

MAY 31 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Hattie Green, born on the 4th day of March, 1906 at 4 a.m.
Name of Father: Monroe Green a citizen of the U.S. Nation
Name of Mother: Sarah Green a citizen of the Choctaw Nation
Tribal enrollment of father: 710 Tribal enrollment of mother: Choctaw Freedman
Postoffice: Womache, D.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Beuchem District,
I, Sarah Green, on oath state that I am Eighteen
years of age and a citizen by Blood of the Choctaw Nation;
that I am the lawful wife of Monroe Green who is a citizen, by
Blood of the U.S. Nation; that a female child was
born to me on 4th day of March, 1906; that said child has been named
Hattie Green and was living free in 1906
Sarah Green marks

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this

28th day of May, 1906
my com. Exp. 10-17-1908

K Green
Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Beuchem District,
I, Jay Brandy Jones, Midwife, on oath state that I
attended on Sarah Green wife of Monroe Green
on the 4th day of March, 1906; that there was born to her on said date a female
at 4 a.m. child; that said child was living March 4, 1906, and is said to have been named Hattie Green
Jay Brandy Jones marks

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this

28th day of May, 1906
my com. Exp. 10-17-1908

K Green
Notary Public

Choc. M. Fr. 456

Aaron Hunter

Rosetta Hunter

M. Fr. 456

MINOR

456

ENROLLMENT

CHOCTAW FREEDMAN

Aaron Hunter
Rosetta Hunter

Decline to receive Feb 13 1907

Copy of Decision Forwarded Applicant
Feb 13 1907

Copy of Decision Forwarded Attorneys
For Choctaw and Chickasaw Nations.
Feb 13 1907

Record Forwarded Department. Feb 13 1907

Action Approved By Secretary of Interior
Mar 2 1907

Notice of Departmental Action Forwarded
Attorneys for Choctaw And Chickasaw
Nations. Mar 25 1907

Notice of Departmental Action Mailed. Mar.
25 1907.

ACT OF CONGRESS APPROVED APRIL 26, 1906

456

N. P. #456

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 20, 1906.

..... Aaron Hunter

as a citizen of

Choctaw Nation.

~~Choctaw Freedmen~~

Approved..... 190...

.....
Commissioner.

N. P. 456.

Jan 19, 1907

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Aaron Hunter 16 December 1902
[Here insert name of child], born on the 16 day of December 1902
Name of Father: Ward Hunter a citizen of the Choctaw Nation.
Name of Mother: Addie Hunter a citizen of the United States Nation.
Tribal enrollment of father: Tribal enrollment of mother:
Postoffice: Burris I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
..... Central District. }

I, Addie Hunter on oath state that I am 24
years of age and a citizen by Intermarriage of the Choctaw Nation;
that I am the lawful wife of Ward Hunter, who is a citizen, by
Freedmen of the Choctaw Nation; that a Male child was
[Male or Female]
born to me on 16 day of December 1902; that said child has been named
Aaron Hunter and was living March 4, 1906.

Addie Hunter

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 17 day of January, 1906?

G.W. Johns on

(SEAL)

Notary Public.

Com Exp Jan 2nd 1910

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
..... Central District. }

I, Emma James a Midwife, on oath state that I
attended on Addie Hunter wife of Ward Hunter
on the 16 day of December 1902 there was born to her on said date a male
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named Aaron
Hunter

Emma James

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 16 day of January, 1906?

G.W. Johns on

(SEAL)

Notary Public.

Com Exp Jan 2nd 1910

17-NB #456

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

.....Rosetta Hunter.....

as a citizen of

.....Choctaw..... Nation.

~~.....Choctaw Freedmen.....~~

Approved..... 190...

.....
Commissioner.

17-626

N.B. 456

Jan 19 1907

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 28, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Rosetta Hunter born on the 19 day of February 1905
(Here insert name of child)
Name of Ward Hunter a citizen of the Choctaw Nation.
Name of Mother: Addie Hunter a citizen of the United States Nation.
Tribal enrollment of father: Choctaw Tribal enrollment of mother: _____
Postoffice: Burris, I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Central District.

I, Addie Hunter on oath state that I am 24
years of age and a citizen by Intermarriage Choctaw Nation;
that I am the lawful wife of Ward Hunter, who is a citizen, by
Freemen of the Choctaw Nation; that a Female child was
(Male or Female)
born to me on 19 day of February 1905; that said child has been named
Rosetta Hunter and was living March 4, 1906.

Addie Hunter

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 17 day of January 1907

G.W. Johns on
Notary Public.

(SEAL)
Com Exp Jan 2nd 1910

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Central District.

I, Emma James midwife on oath state that I
attended on Addie Hunter wife of Ward Hunter
on the 19 day of February 1905; that there was born to her on said date a female
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named Rosetta
Hunter.

Emma James

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 17 day of Jan 1907

(SEAL)
Com Exp Jan 2nd 1910

G.W. Johnson

Notary Public.

17-NB-456
W. AB.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the alleged applications for the enrollment of Aaron Hunter and Rosetta Hunter as Choctaw freedmen.

D E C I S I O N

It appears from the records herein that on January 19, 1907, there were received by the Commissioner to the Five Civilized Tribes written applications for the enrollment of Aaron Hunter and Rosetta Hunter as Choctaw freedmen.

It does not appear from the records of this office that any applications of any nature whatsoever had been received for the enrollment of the applicants prior to July 26, 1906.

On January 24, 1907, Ward Hunter, father of applicants, was notified that if it was claimed that any applications had been made for the enrollment of said applicants as Choctaw freedmen prior to July 26, 1906, he should appear at the Choctaw Land Office at Atoka, Indian Territory, any time during the month of January 1907, and give testimony relative to the submission of such applications within the time limited by the provisions of the Act of Congress approved April 26, 1906, (34 Stats., 137). No evidence was offered in support of said applications.

I am of the opinion that inasmuch as no applications were made for the enrollment of Aaron Hunter and Rosetta Hunter as Choctaw freedmen within the time limited by the provisions of the Act of Congress approved April 26, 1906, (34 Stats., 137), I am therefore, without authority to receive or consider or make any record of any applications for their enrollment as such, and that I should decline to receive the same, and it is so ordered.



Commissioner.

Muskogee, Indian Territory,

FEB 13 1907

17-NB-454

COPY

Washago, Indian Territory, February 13, 1907.

Ward Hunter,

Barris, Indian Territory.

Dear Sir:-

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 13, 1907, declining to receive the application for the enrollment of Aaron Hunter and Rosetta Hunter as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tame Bixby*

Commissioner.

Registered.
Incl. 17-NB-454

17-NB-454

Muskogee, Indian Territory, February 13, 1907.

Mansfield, McMurray & Cornish,
Attorneys for Choctaw & Chickasaw Nations,
South McAlester, I. T.

Gentlemen:-

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 13, 1907, declining to receive the application for the enrollment of Aaron Hunter and Rosetta Hunter as Choctaw freedmen.

The decision, with the record of proceedings in the case, is thisday transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tame Bixby*
Commissioner.

Incl. 17-NB.-454.

COPY

Muskogee, Indian Territory, February 13, 1907

The Honorable,

The Secretary of the Interior:

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Aaron Hunter and Rosetta Hunter as Choctaw Freedman, including the decision of the Commissioner to the Five Civilized Tribes, date February 13, 1907, declining to receive said application.

Respectfully,

SIGNED *Tame Bixby*

Commissioner.

2 Incl. 17-NB-454.

Through the

Commissioner of Indian Affairs.

C.P.

DEPT. OF THE INTERIOR, WASHINGTON,

D. C. 1243 -1907.

April 1907.

C. P.

1. 136.

136, 6138, 6176, 6174,
6138, 6202, 6218, 6222,
6234, 6240, 6256, 6262,
6264, 6268, 6270, 6292,
6294, 6296, 6334--1907.

April 2, 1907.

L. R.

Director.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases,
adverse to the applicants, are hereby affirmed. Copies of
Indian Office letters, submitting your reports and recommending
that the decisions be affirmed, are enclosed:

Title of Case.	Date of your Letter of Transmittal.
Robert Ward and Willie Ward (Freedmen),	February 12, 1907.
Jana Robinson (Freedman),	February 12, 1907.
Anderson Gilbert (Freedman),	February 13, 1907.
Nsther Butler (Freedman),	February 13, 1907.
Aaron Hunter and Rosetta Hunter, (Freedmen),	February 13, 1907.
Cornelius Pratt, Jr.	February 14, 1907.
Vivian Virginia Murphy and Edith Murphy	February 14, 1907.
Nannie and Alice McNeely,	February 14, 1907.
Siras Jeffie Purris et al. (Freedmen),	February 14, 1907.
Colomon Wilson Jr. (Freedman),	February 14, 1907.
Gus Willis (Freedman),	February 14, 1907.
Leann and Lannie Robinson (Freedmen),	February 14, 1907.
Mary Butler (Freedman),	February 14, 1907.
Lee Walter Knolls (Freedman),	February 14, 1907.
Green Butler (Freedman),	February 14, 1907.

-2-

Title of Case.	Date of Your Letter of Transmittal.
Robert McAfee (Freedman),	February 14, 1907.
Minnie McKinney (Freedman),	February 14, 1907.
William Day and Lona Otis Nelson,	February 13, 1907.
John Henry and Fred Daniels (Freedmen),	February 14, 1907.

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse E. Wilson.

Assistant Secretary.

19 inc. and 38 inc. to
Ind. Of.

W.C. F. 3/3/07.

Refer in reply to the
following.

Copy.

D.C. 12635-1907. DEPARTMENT OF THE INTERIOR,
Land. OFFICE OF INDIAN AFFAIRS,
15985-1907. WASHINGTON.

February 28, 1907.

The Honorable,
The Secretary of the Interior.

Sir:

I have the honor to invite your attention to the enclosed record of the Commissioner to the Five Civilized Tribes in the matter of the alleged applications for the enrollment of Aaron Hunter and Rosetta Hunter as Choctaw freedmen.

Commissioner Bixby reports that on January 19, 1907, there were received in his office applications for the enrollment of the applicants as Choctaw freedmen, but that it does not appear from the records of his office that any application whatsoever had been received for their enrollment prior to July 26, 1906. Ward Hunter, the father, was notified of his duty to furnish evidence of a prior application having been made within the time prescribed by law but failed to do so, and on February 13, 1907, the Commissioner rejected the applicants.

The father and natural guardian of the applicants having failed to furnish satisfactory proof of an application having been made for the enrollment of his children within the time prescribed by law, it is evident that the decision of the Commissioner should be approved, and it is so recommended.

Very respectfully,
C. F. Larrabee,

Acting Commissioner.

BBH-T

17-28-486

Waskages, Indian Territory, March 25, 1907.

Ward Hunter,

Burris, Indian Territory.

Dear Sir:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 13, 1907, declining to receive the application for the enrollment of Aaron Hunter and Rosetta Hunter as Choctaw freedmen.

Respectfully,

Commissioner.

Muskogee, Indian Territory, March 25, 1907.

Messrs J. D. McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 24 1907, the Secretary of the Interior affirmed the decision of this office of February 13, 1907, declining to receive or consider the application for the enrollment of Aaron Hunter and Rosetta Hunter as Choctaw freedmen.

Respectfully,

Commissioner.

Choc. M. Fr. 457

Henry Miles Gilbreath

M. Fr. 457

17-546

Muskogee, Indian Territory, January 24, 1907.

Elbert Gilbreath,

Boswell, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Cora Gilbreath and Amanda Davis to the birth of Henry Miles Gilbreath, child of Elbert Gilbreath and Cora Gilbreath (Dizer), October 15, 1906.

You are advised that under the Act of Congress approved April 26, 1906, only those children of Choctaw freedmen who were living March 4, 1906, were entitled to enrollment. You will therefore see that there is no authority for the enrollment of children born subsequent to that date.

Respectfully,

Commissioner.

17-EB-457

Muskogee, Indian Territory, February 15, 1907.

Elbert Gilbreath,

Boswell, Indian Territory.

Dear Sir:

You are hereby advised that on February 15, 1907, the Commissioner to the Five Civilized Tribes entered an order declining to receive the application for enrollment of Henry Miles Gilbreath as a Choctaw freedman for the reason that said child was born subsequent to March 4, 1906.

Respectfully,

Commissioner.

17-NN-42
Muskogee, Indian Territory, March 19, 1907.

Elbert Gilbreath,

Boswell, Indian Territory,

Dear Sir:

You are hereby advised that it appearing from the records of this office that your minor child, Henry Miles Gilbreath, was born subsequent to March 4, 1906, the Commissioner to the Five Civilized Tribes, on February 15, 1907, declined to receive the application for his enrollment as a Choctaw freedman.

Respectfully,

Commissioner.

17-NB#457

317

IN RE

Application for Enrollment of

INFANT CHILD

Henry Miles Gilbreath

as a citizen of

Choctaw

CHOCTAW FREEDMEN:

Nation

Approved

190

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED
TRIBES.

It appearing from the within a
affidavits that the applicant,
Henry Miles Gilbreath was born sub-
sequent to March 4, 1906, I am of
that opinion that under the provisi-
ons of the Act of Congress approved
April 26, 1906 (34 Stats., 137), I
am without authority to receive,
consider or make any record of any
application for the enrollment of
said Henry Miles Gilbreath as a
Choctaw freedman and therefore I
should decline to receive the same,
and it is so ordered.

Commissioner.

Muskogee, Indian Territory.

FEB 15 1907

NB#457

17-566

Received
Jan 17-1907.

BIRTH AFFIDAVIT.

DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Henry Miles Gilbreath born on the 15 day of Oct. 1906.
Here insert name of child
Name of Father Elbert Gilbreath a citizen of the United States Nation
Name of Mother Cora Gilbreath (Dizer) a citizen of the Choctaw Nation
Postoffice Boswell

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory }
Central DISTRICT.

I, Cora Gilbreath (Dizer), on oath state that I am 17
years of age and a citizen by Freedman of the Choctaw Nation;
that I am the lawful wife of Elbert Gilbreath, who is a citizen, by
Intermarried of the Choctaw Nation; that a Male child was
(Male or Female)
born to me on 15 day of October, 1906; that said child has been named
Henry Miles Gilbreath, and was living March 4, 1906

WITNESSES TO MAKE:

{ Must be Two
Witnesses }

Subscribed and sworn to before me this 16 day of Jan, 1907.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory }
Central DISTRICT.

I, Amanda Davis, Midwife, on oath state that I
attended on Mrs. Cora Gilbreath Gilbreath, wife of Elbert Gilbreath
on the 15 day of October, 1906; that there was born to her on said date a Male
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named Henry Miles Gilbreath

WITNESSES TO MAKE:

{ Must be Two
Witnesses }

Subscribed and sworn to before me this 16 day of Jan, 1907.

Notary Public.

Return in five days to
JOHNSON & JOHNSON,
LAWYERS,
BOSWELL, OKLAHOMA.



JAN 17 1907

San Lucas Bixby
Missouri

217

Choc. M. Fr. 458

Dora James

Lenora James

M. Fr. 458

458

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

Dora James
Lenora James

#1 GRANTED. Feb 18 1907

ACT OF CONGRESS APPROVED APRIL 26, 1908

458

5E-7

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Dora James as Choctaw freedman.

19-NN-458

17-NB-469

Muskogee, Indian Territory, February 8, 1907.

Lewis James,

Boswell, Indian Territory.

Dear Sir:

In the matter of the application for the enrollment of your child, Dora James, as a Choctaw freedman under the Act of Congress approved April 26, 1906, as amended by the Act of June 21, 1906, you are advised that it will be necessary that you should furnish this office with evidence of your marriage to Emma James, the mother of this child. Such evidence may consist either of the original or a certified copy of your marriage certificate, or the affidavits of two disinterested persons who were present when you were married.

You are also requested to furnish this office with new affidavits to the birth of this child, as those heretofore furnished have not been properly executed.

There is enclosed herewith a new blank which you are requested to have properly executed immediately and in executing the same you should be careful to see that all the blanks are properly filled, that all names are written correctly and in full, and the

27 2
-2-

notary before whom these affidavits are sworn to affixed his name and seal to each affidavit.

You should give this matter your most prompt attention and your neglect or failure to furnish the required proof in time may deprive your child of such rights to enrollment as a Choctaw freedman, as she may have.

Respectfully,

Commissioner.

B.C.

17-NB-458

Muskogee, Indian Territory, February 20, 1907.

Lewis James,

Burse, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Emma James, and Isabel Vinson to the birth of Dora James, child of Lewis and Emma James, June 25, 1904; also affidavit of W. R. Gulliner that he performed the marriage ceremony between Lewis James and Emer Burse and the same have been filed in the matter of the enrollment of your child Dora James.

Respectfully,

Commissioner.

IN RE

Application for Enrollment of

MINOR CHILDAct of Congress Approved
April 20, 1906......
as a citizen of..... Nation.
.....

Approved..... 190...

.....
Commissioner.
.....DEPARTMENT OF THE INTERIOR
Commissioner to the Five Civilized Tribes

FILED

FEB 18 1907


Commissioner.

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
 of Dora James [Here insert name of child], born on the 25 day of June 1904
 Name of Father: Lewis James a citizen of the Choctaw Nation.
 Name of Mother: Emma James a citizen of the Choctaw Nation.
 Tribal enrollment of father: as Freedman Tribal enrollment of mother:
 Postoffice: Burse, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Central District.

I, Emma James on oath state that I am Twenty Six (26)
 years of age and a citizen by Marriage of the Choctaw Nation;
 that I am the lawful wife of Lewis James who is a citizen, by
adoption of the Choctaw Nation; that a female child was
 [Male or Female]
 born to me on 25th day of June 1904; that said child has been named
Dora James and was living March 4, 1906.

Emma James

WITNESSES TO MARK:

[Must be Two
Witnesses]Subscribed and sworn to before me this 15 day of July 1907.G. M. J. H.

Notary Public.

my com exp 24/1910

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Central District.

I, Isabel Vinson a midwife on oath state that I
 attended on Emma James wife of Lewis James
 on the 25th day of June 1904; that there was born to her on said date a female
 [Male or Female]
 child; that said child was living March 4, 1906, and is said to have been named Dora James

Isabel X Vinson
more

WITNESSES TO MARK:

[Must be Two
Witnesses]Subscribed and sworn to before me this 15 day of June 1907.G. M. J. H.

Notary Public.

my com exp 24/1910

IN RE

Application for Enrollment of

INFANT CHILD.

Dora James.

is a citizen of

Choctaw.

Nation

CHOC TAW FREEMEN.

Approved 190

Commissioner.

NB 458

17-826

JAN 1 9 1907

BIRTH AFFIDAVIT.

DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Dora James born on the 25 day of June, 1904
Here insert name of child
Name of Father Lewis James a citizen of the Choctaw Nation
Name of Mother: Emmer James a citizen of the United States Nation
Postoffice Burris 21

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory }
District. }

I, Emmer James, on oath state that I am 26
years of age and a citizen by birth of the Choctaw Nation;
that I am the lawful wife of Lewis James, who is a citizen, by
birth of the Choctaw Nation; that a Female child was
(Male or Female)
born to me on 25 day of June, 1904; that said child has been named
Dora James, and was living March 4, 1906
Emmer James

WITNESSES TO MARK:

{ Must be Two }
Witnesses }

Subscribed and sworn to before me this

17

day of

January 7, 1907
James G. Johnson
Notary Public.

Came before me 2nd 1910.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory }
District. }

I, Belle Unizan, a Midwife, on oath state that I
attended on Mrs. Emmer James, wife of Lewis James,
on the 25 day of June; that there was born to her on said date a
Female child; that said child was living March 4, 1906 and is said to have been named
Dora James
Belle Unizan
non.

WITNESSES TO MARK:

{ Must be Two }
Witnesses }

Subscribed and sworn to before me this

17

day of

January 7, 1907
James G. Johnson
Notary Public.

Came before me 2nd 1910.

Jan. Th 2^c 1901

This is to certify that
I did solemnly
take the Vile of nulling
moneys be taken
Mr Lewis James
an Emer Bursar
My Name will be
found in Smiths
Register in Book
Page 77. I Reulig
Minister of the
Gospel

Marriage Certificate

(copy)

Feb 6 1905.

Commission of the Five Civilized Tribes,
Muscofee, I. T.

Sir:

I want some information in regards to the enrollment of Children Born since Sept 25 1902 as I did not meet the enrolling Commission when they were passing through I thought it was unnecessary as I was not yet approved of as a freedman of the Choctaw Nation and I have two children born since Sept 25, 1902 one is a living and the other is dead and if I am approved a freedman I want to get them on the roll

Lewis James.

Boswell, I.T.

INDEXED

COMMISSION TO FIVE TRIBES

NO. RECEIVED
5895 Feb 7
1905 1905

FEB 10 1905

James
James, Lewis,
Boswell, I.T.
Choctaw Nation,
Feb. 6, 1905.

Asks status of his citizenship case as Choctaw freedman, and desires information relative to enrollment of infants.

CHOC-CHIC ENROLLMENT.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES,
ATOKA, INDIAN TERRITORY,
September 6, 1904.

17-326.

In the matter of the enrollment of Thomas James, Lewis James, Joseph James and Martha James as Choctaw Freedmen.

Lewis James, being first duly sworn by Chairman Bixby, testified as follows:

- Q. What is your name? A. Lewis James.
Q. What is your father's name? A. Lewis James.
Q. Was he a slave? A. Yes, sir.
Q. Who was his owner? A. I don't exactly know. He belonged to some of the James'.
- Q. What is your mother's name? A. Winnie James. It now is Winnie Carson.
Q. She was a states woman? A. Yes, sir.
Q. You claim your father was a slave? A. Yes, sir.
Q. Have you any brothers and sisters? A. Yes, sir.
Q. What are their names? A. Thomas James, Joseph James, Martha James and Lizzie Walker.
Q. The same father and the same mother as these? A. Yes, sir.
Q. Are they here today? A. No, sir.
Q. Are you here to represent them all? A. Yes, sir.
Q. Is Thomas here? A. No, sir.
Q. Is he dead? A. Yes, sir.
Q. When did he die? A. December, 1902.
Q. He was living September 25, 1902? A. Yes, sir.
Q. Sure of that? A. Yes, sir.

Witness excused.

Jacob James, being first duly sworn, testified as follows:

- Q. What is your name? A. Jacob James.
Q. You are a Choctaw Freedman? A. Yes, sir.
Q. Do you know these children? A. Yes, sir.
Q. You know Thomas, Joseph, Lewis and Martha James? A. Yes, sir.
Q. Are they related to you? A. Yes, sir. They are my brother's children.
Q. Lewis James, the father of these children and yourself are brothers? A. Yes, sir.
Q. By the same father and mother? A. Yes, sir.
Q. Did you and he belong to the same man? A. No, sir.
Q. Who did you belong to? A. I belonged to Ben James. We both belonged to Ben James and when he died his children drew us. I went to one and he went to another.
Q. Who did he (Lewis) belong to? A. Reagen Jones. (or Resin)
Q. Was Resin Jones a Choctaw or Chickasaw? A. Choctaw.
Q. Was Resin Jones any relation to Robert Jones? A. I don't know.
Q. Do you know that Resin Jones is a Choctaw? A. Yes, sir.
Q. Has he any relatives living? A. Yes, sir.

- Q. Any sons or daughters? A. Yes, sir, one son, Zack Jones.
 Q. Where is he living? A. In Jackson County.
 Q. What do you know about the mother of these children? A. I know her.
 Q. Do you know anything at all as to whether your brother Lewis was married to Winnie? A. Yes, sir, I saw them married.
 Q. It was a good many years ago, was it not? A. Yes, sir, in 1871, or 1872.
 Q. About thirty years ago? A. Yes, sir.
 Q. Were these children, Thomas, Lewis, Joseph and Martha, born to Lewis and Winnie at the time they were living together as husband and wife? A. Yes, sir, she lived with Lewis James until he died and then married Ben Chalk, known also as Ben Carson.
 Q. Where have these three boys and the girl been living? A. Right in the Choctaw Nation.
 Q. Do you know as to whether they ever lived outside of the Choctaw Nation? A. Never have.
 Q. Sure? A. Yes, sir.
 Q. Never made a home in Texas or any other state? A. No, sir, only out and back.
 Q. Was Lewis James a slave at the end of the war? A. Yes, sir.
 Q. Belonged to Resin Jones? A. Yes, sir.
 Q. Did he, your brother, go out of the Territory? A. No, sir, he lived and died in this Nation.

Witness excused.

Alfred Vinson, being first duly sworn, testified as follows:

- Q. What is your name? A. Alfred Vinson.
 Q. Your family all on the final roll? A. Yes, sir.
 Q. You know these children? Thomas, Lewis, Joseph and Martha James?
 Q. Yes, sir.
 Q. Did you know their father and mother? A. Yes, sir.
 Q. Do you know as to whether Lewis James was married to his wife, Winnie? A. Yes, sir.
 Q. How do you know it? A. I was living with Parson Rose, the man who married them.
 Q. Have these children been living anywhere near you? A. Yes, sir, within a mile of me.
 Q. And you know that they have been living in the Territory and never moved out? A. Yes sir.

Witness excused.

Lewis James recalled:

- Q. Have you and your brothers and sister always lived in the Choctaw Nation? A. Yes, sir.
 Q. Never moved outside? A. No, sir.

Witness excused.

(Stenographer's oath on next page.)

Elsie E. Ashton, being first duly sworn, states that as stenographer to the Commission to the Five Civilized Tribes, she reported the proceedings above and that this is a full, true and correct transcript of her stenographic notes.

Elsie E. Ashton

Subscribed and sworn to before me this 14 day of September, 1904.

Wm. J. Bell
Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the alleged application for the enrollment of Dora James as a Choctaw freedman.

-: D E C I S I O N :-

It appears from the record herein that on January 19, 1907 there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Dora James as a Choctaw freedman.

It does not appear from the record herein or from the records in possession of this office that any formal application was ever made for the enrollment of Dora James as a Choctaw freedman prior to July 26, 1906.

It further appears from the records of this office that on February 7, 1905, there was received by the Commissioner to the Five Civilized Tribes a letter from Lewis James, the father of said applicant, asking for information in regards to the enrollment of children born subsequent to September 25, 1902, and stating that he had two children born since that date but that only one of them was then living.

I am of the opinion that the letter above referred to, received February 7, 1905, establishes that application was made for the enrollment of Dora James as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), and the same should now be determined upon its merits in accordance with the opinion of the Assistant Attorney General of the Department of the Interior of November 15, 1906 (I.T.D. 22746-1906), and it is so ordered.



Commissioner.

Muskogee, Indian Territory.

FEB 18 1907

17-NB-458

S.E.F.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Dora James as a Choctaw freedman.

-: D E C I S I O N :-

It appears from the record herein that application was
duly made for the enrollment of Dora James as a Choctaw freedman
within the time limited by the provisions of the Act of Congress
approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the
records of this office that said Dora James was born June 25,
1904 and was living March 4, 1906, and that she is the legitimate
daughter of Emma James, a non citizen, and Lewis James whose
name appears opposite No. 4990 upon the final roll of Choctaw
freedmen approved by the Secretary of the Interior July 20, 1905.

I am of the opinion that Dora James should be enrolled
as a Choctaw freedman under the provisions of the Act of Congress
approved April 26, 1906 (34 Stats., 137), as amended by the Act
of Congress approved June 21, 1906 (34 Stats., 325), and it is
so ordered.



Commissioner.

Muskogee, Indian Territory.

FEB 14 1907

17-NE-436

COPY

Muskogee, Indian Territory, February 23, 1907.

Lewis James,

Boswell, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 18, 1907, granting the application for the enrollment of Dora James as a Choctaw freedman.

You are further advised that the name of Dora James granted in said decision has been placed upon a schedule of Choctaw freedmen to be submitted to the Secretary of the Interior for his approval. You will be notified of Departmental action thereon.

Respectfully,

SIGNED *James Bixby*

Commissioner.

Registered.
Incl. 17-NE-436.

17-NE-458

COPY

Muskogee, Indian Territory, February 23, 1907.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw & Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 22, 1907, granting the application for the enrollment of Dora James as a Choctaw freedman.

You are further advised that the name of Dora James granted in said decision has been placed upon a schedule of Choctaw freedmen to be submitted to the Secretary of the Interior for his approval. You will be notified of Departmental action there.

Respectfully,

SIGNED *Tame Bixby*

Commissioner.

Registered.
Incl. 17-NE-458.

17-MB-438

Muskogee, Indian Territory, February 15, 1907.

Lewis James,

Boswell, Indian Territory.

Dear Sir:

You are hereby advised that on February 15, 1907, the Commissioner to the Five Civilized Tribes entered an order declining to receive the application of Lenora James as a Choctaw freedman for the reason that said child was born subsequent to March 4, 1906.

Respectfully,

Commissioner.

NB#458

217

IN RE
Application for Enrollment of
INFANT CHILD

Lenora James

as a citizen of

Choctaw

Nation

Approved

190

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED
TRIBES.

It appearing from the within affidavits that the applicant, Lenora James was born subsequent to March 4, 1906, I am of the opinion that under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), I am without authority to receive, consider or make any record of any application for the enrollment of said Lenora James as a Choctaw freedman and therefore I should decline to receive the same, and it is so ordered.

Commissioner.
Muskogee, Indian Territory.

FEB 15 1907

NB. 458

17-826

JAN 19 1907

BIRTH AFFIDAVIT.

DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Lemora James born on the 31 day of August, 1906
Here insert name of child
Name of Father: Louis James a citizen of the Choctaw Nation
Name of Mother: Emma James a citizen of the United States Nation
Postoffice Baswell D.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory }
Central DISTRICT.

I, Emma James, on oath state that I am 26
years of age and a citizen by Marriage of the Choctaw Nation;
that I am the lawful wife of Louis James, who is a citizen, by
Fredman of the Choctaw Nation; that a Female child was
(Male or Female)
born to me on 31 day of August, 1906; that said child has been named
Lemora James, and was living March 4, 1907.
Emma James

WITNESSES TO MARK:

{ Must be Two }
Witnesses }

Subscribed and sworn to before me this

17

day of

January 1907
W. M. Johnson
Notary Public.

Can exp Jan 2 "1910

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory }
Central DISTRICT.

I, Belle Vignar, a midwife, on oath state that I
attended on Mrs. Emma James, wife of Louis James,
on the 31 day of August; that there was born to her on said day a Female
(Male or Female)
child; that said child was living March 4, 1907, and is said to have been named Lemora James.
Belle Vignar
not

WITNESSES TO MARK:

{ Must be Two }
Witnesses }

Subscribed and sworn to before me this

17

day of

January 1907
W. M. Johnson
Notary Public.

Can exp Jan 2 "1910

Choc. M. Fr. 459

Gracie Russell

M. Fr. 459

MINOR

458

ENROLLMENT

CHOCTAW FREEDMAN

Gracie Russell

GRANTED Feb 9 1907

ACT OF CONGRESS APPROVED APRIL 20, 1906

459

S.E.F.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Gracie Russell as a Choctaw freedman.

17-NB-459

NO 378 459

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

Gracie Russell

as a citizen of

Chickasaw Nation.

Approved..... 190...

Commissioner.

NO 378 459

JUL 28 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Chickasaw Nation,
of Gracie Russell born on the 7 day of March 1903
(Here insert name of child)
Name of Father: Willie Harris a citizen of the Chickasaw Nation;
Name of Mother: Barrie Russell a citizen of the Chickasaw Nation.
Tribal enrollment of father: Choctaw Tribal enrollment of mother: Choctaw
Postoffice:

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

..... District.

I, deceased, on oath state that I am
years of age and a citizen by of the Nation;
that I am the lawful wife of who is a citizen, by
..... of the Nation; that a child was
(Male or Female)
born to me on day of 1906; that said child has been named
..... and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this day of 1906.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

..... District.

I, Adelita Alexander, a Midwife, on oath state that I
attended on Barrie Russell, unmarried
on the 7th day of March 1903; that there was born to her on said date a Female
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named Gracie Russell

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 21 day of July 1906.

Notary Public.

My Commission Expires Nov 29th 1907

17-N.B.#459

190

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1900.

Gracie Russell

as a citizen of

Prussia Nation.

Child of

Approved..... 190...

Commissioner.

Date of Birth
March 7, 1900

JAN 31 1907

original apph
copy received

17-N.B.#459. July 23, 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Gracie Russell born on the 7th day of March, 1905.
Name of Father William Harrison Grashers a citizen of the Choctaw Nation.
Name of Mother Carrie Russell a citizen of the Choctaw Nation.
Tribal enrollment of father Choc. Fred Tribal enrollment of mother Choc. Fred
Postoffice Hennepin, D. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }

District }

I, _____ on oath state that I am _____
years of age and a citizen by _____ of the _____ Nation;
that I am the lawful wife of _____, who is a citizen, by _____
of the _____ Nation; that a _____ child was
born to me on _____ day of _____; that said child has been named
_____ and was living March 4, 1906

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this _____ day of _____, 1906.

Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }

Southern District. }

I, Fleet Williams, on oath state that I
was acquainted with Carrie Russell, who was unmarried,
on the 7th day of March, 1905; that there was born to her on said date a female
child; that said child was living March 4, 1906, and is said to have been named Gracie Russell

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this _____ day of _____, 1907

John Williams
Notary Public

17-NB.# 459

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 22, 1900.

Gracie Russell.....

as a citizen of

Choctaw..... Nation.
CHOKTAW INDIAN.

Approved..... 190...

Commissioner.

17 NB. 459

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 23, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
 of Gracie Russell, born on the 7th day of March, 1905.
 [Here insert name of child]
 Name of Father: Willie Harrison Brashears a citizen of the Choctaw Nation.
 Name of Mother: Carrie Russell a citizen of the Choctaw Nation.
 Tribal enrollment of father: Choc. Free Tribal enrollment of mother: Choc. Free
 Postoffice: Hennipin, D. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
 District. }

I, _____ on oath state that I am _____
 years of age and a citizen by _____ of the _____ Nation;
 that I am the lawful wife of _____, who is a citizen, by
 _____ of the _____ Nation; (that a _____ child was
 Male or Female)
 born to me on _____ day of _____; that said child has been named
 _____ and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two
 Witnesses] { _____

Subscribed and sworn to before me this _____ day of _____, 1906.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
 District. }

I, Oliver Jackson, on oath state that I
was acquainted with Carrie Russell who was unmarried,
 on the 7th day of March, 1905; that there was born to her on said date a female
 child; that said child was living March 4, 1906, and is said to have been named Gracie Russell
 Male or Female

WITNESSES TO MARK:

[Must be Two
 Witnesses] { _____

Subscribed and sworn to before me this 22nd day of January, 1907.

Notary Public.

Robberson, I/ Ty.

January 22, 1907.

Com'r To Five Tribes

Muskogee, I. Ty.

Dear Sir:

Relative to the application for the enrollment of Gracie Russell, minor child of Carrie Russell, it appears from the affidavits which I enclose herewith that this is an illegitimate child.

The mother Carrie Russell, is now dead but her name appears on the approved roll of Choctaw freedman opposite No. 2458. Her father, William Russell has her allotment certificates covering selections in the Chickasaw Nation.

The data in this case is returned herewith.

Respectfully,

Andrew J. Gardenhire

17-NB-459
S.E.F.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Gracie Russell as a Choctaw freedman.

-: D E C I S I O N :-

It appears from the record herein that application was
duly made for the enrollment of Gracie Russell as a Choctaw freedman
within the time limited by the provisions of the Act of Congress
approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the
records of this office that Gracie Russell was born March 7, 1905;
thst she is the illegitimate daughter of Carrie Russell whose name
appears opposite number 2458 on the final roll of Choctaw freedmen
approved by the Secretary of the Interior June 11, 1903, and that
said applicant was living March 4, 1906.

I am of the opinion that Gracie Russell should be enrolled
as a Choctaw freedman under the provisions of the Act of Congress
approved April 26, 1906 (34 Stats., 137), as amended by the Act of
Congress approved June 21, 1906 (34 Stats., 325), and it is so or-
dered.



Commissioner.

Muskogee, Indian Territory.

FEB 9 - 1907

17-NB-459

COPY

Muskogee, Indian Territory, February 9, 1907.

Willie Harris,

Hennepin, Indian Territory:

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 9, 1907, granting the application for the enrollment of Gracie Russell as a Choctaw freedman.

You are hereby advised that the name of Gracie Russell will be placed upon the next schedule of Choctaw freedman to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED *Tamie Bixby*
Commissioner.

Incl. 17-NB-459

Registered.

17-NB-459

COPY

Muskogee, Indian Territory, February 9, 1907.

Carrie Russell,

Hennepin, Indian Territory.

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 9, 1907, granting the application for the enrollment of Gracie Russell as a Choctaw freedman.

You are hereby advised that the name of Gracie Russell will be placed upon the next schedule of Choctaw freedman to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED

Tame Dixby

Commissioner.

Incl. 17-NB-459

Registered.

17-NB-459

COPY

Muskogee, Indian Territory, February 9, 1907

Manfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 9, 1907, granting the application for the enrollment of Gracie Russell as a Choctaw freedman.

You are hereby advised that the name of Gracie Russell will be placed upon the next schedule of Choctaw freedman to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED *Tame Bixby*

Commissioner.

Incl. 17-NB-459

Registered.

Choc. M. Fr. 460

E. M. Green

M. Fr. 460

460

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

E. M. Green

GRANTED Feb 21 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

460

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment
as a Choctaw freedman----- OF-----

E. W. Green--17NB-460.

17-NB-460

IN RE APPLICATION FOR
ENROLLMENT OF

MINOR CHILD

Act of Congress

Approved April 26, 1906.

E. M. Green

as a citizen of

Choctaw

Nation.

CHOCTAW NATION

Approved _____ 190-

Commissioner.

NB. 460.

Received
Jan 22-07.

Birth Affidavit.

DEPARTMENT OF THE INTERIOR
Commissioner to the Five Civilized Tribes.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as Freedman member of the Choctaw Nation,
of E. M. Green, born on the 12 day of Oct 1903
Name of Father: Frank Green a citizen of the Choctaw Nation.
Name of Mother: Nellie Green a citizen of the " Nation.
Tribal enrollment of father Choctaw Tribal enrollment of mother Choctaw
Enrollment No. of father No. 4848 Enrollment No. of mother No. 1181
Postoffice Okfuskee, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,)
Neutral District.)

I, Nellie Green, on oath state that I am 22
years of age and a citizen by Adoption of the Choctaw Nation,
that I am the lawful wife of Frank Green who is a citizen, by
Adoption, of the Choctaw Nation; that a Female child was
[Male or Female]
born to me on 12 day of Oct 1903 that said child has been named
E. M. Green, and was living March 4, 1906.

Nellie Green

Witnesses to Mark:

[Must be two
Witnesses].

Subscribed and sworn to before me this 19 day of Jan 1907

B. C. Tamm
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,)
Neutral District.)

I, Nancy Chatman, a Midwife, on oath state that I
attended on Nellie Green, wife of Frank Green
on the 12 day of Oct 1903 that there was born to her on said date a
Female child; that said child was living March 4, 1906, and is said to have been
[Male or Female]
named E. M. Green

Witnesses to Mark:

[Must be two
Witnesses].

Subscribed and sworn to before me this 19 day of Jan 1907

Nancy Chatman
Mahira Shads
Frank Green
B. C. Tamm
Notary Public.

Oberlin, Ind Ter

3/3-1906

Commissioner to the five Civilized tribe I Received a letter from you Stating that I did not give the Baby name the Baby name is E. M. Green there is not been no application for Her What I want to Know if I can make application She never Has Bin puton Role I Frank Green is the Farhter off the little girl E. M. Green Nellie Green is the mother off this Baby E M Green Lillie and Cora Green is Her Sisters you can find Where Frank and Nellie Green Has filed and Lillie and Cora Gree Has filed also

Endorsed on back:

INDEXED

Commissioner to the Five Tribes

March 12 1906

No	Received	Answered
9020	Mar 9 1906	Back Page

Green, Frank,
Oberlin, I. T.,
Choctaw Nation,
March 3, 1906

Gives name of child for whom he desires to make application.

Choctaw Enrollment

17-NB-460.
W A B

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
E. M. Green as a Choctaw freedman.

D E C I S I O N

It appears from the record herein that on January 22, 1907, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of E. M. Green as a Choctaw freedman.

It does not appear from the records of this office that any formal application was made for the enrollment of said applicant prior to July 26, 1906.

It appears, however, from the records of this office that on March 9, 1906, a letter was received by the Commissioner to the Five Civilized Tribes from Frank Green wherein he stated that he is the father of E. M. Green and that Nellie Green was her mother and requested that said child be enrolled as no application had ever been made for her enrollment.

I am of the opinion that the letter above referred to establishes that an application was made for the enrollment of E. M. Green as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906, (34 Stats., 137), and that the same should be determined upon its merits in accordance with the opinion of the Assistant Attorney-General for the Department of the Interior of November 15, 1906, (I. T. D. 22746-1906), and it is so ordered.



Commissioner.

Muskogee, Indian Territory,

FEB 2 1907

17-NB-460. .
W.A.B.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
E. M. Green as a Choctaw freedman.

DECISION.

It appears from the record herein that application was duly made to the Commissioner to the Five Civilized Tribes for the enrollment of E. M. Green as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906, (34 Stats., 137).

It further appears from the record herein and from the records of this office that the applicant was born October 12, 1903, was living March 4, 1906, and is the daughter of Nellie Green, whose name appears opposite No. 1771 upon the final roll of Choctaw freedmen approved by the Secretary of the Interior April 8, 1903, and Frank Green, whose name appears opposite No. 4748 upon the final roll of Choctaw freedmen approved by the Secretary of the Interior November 16, 1904.

I am of the opinion that E. M. Green should be enrolled as a Choctaw freedman under the provisions of the Act of Congress approved April 26, 1906, (34 Stats., 137) as amended by the provisions of the Act of Congress approved June 21, 1906, (34 Stats., 325) and it is so ordered.



Commissioner.

Muskogee, Indian Territory,

FEB 21 1907

SECRETARIAL,

17-NB-460

COPY

COMM. ORDER.

Incl. 17-NB-460

Muskogee, Indian Territory, February 25, 1907.

Registered.

Frank Green,

Atoka, Indian Territory,

Dear Sir:-

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 21, 1907, granting the application for the enrollment of E. M. Green as a Choctaw freedman.

You are hereby advised that the name of E. M. Green has been placed upon a schedule of Choctaw freedmen to be submitted to the Secretary of the Interior for his approval. You will be notified of Departmental action thereon.

Respectfully,

SIGNED

Jame Birby

Commissioner.

Incl. 17-NB-460

Registered.

17-NE-460

COPY

Muskogee, Indian Territory, February 25, 1907.

Commissioner.

Incl. 17-NE-460

Registered.

Manfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:-

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 21, 1907, granting the application for the enrollment of E. M. Green as a Choctaw freedman.

You are hereby advised that the name of E. M. Green has been placed upon a schedule of Choctaw freedmen to be submitted to the Secretary of the Interior for his approval. You will be notified of Departmental action thereon.

Respectfully,

SIGNED *Tame Dixby*

Commissioner.

Incl. 17-NE-460

Registered.

17-NB-460

Muskogee, Indian Territory, February 6, 1907.

Frank Green,
Oberlin, Indian Territory.

Dear Sir:

In the matter of the application for the enrollment of your minor child, E. W. Green as a Choctaw freedman, you are advised that it will be necessary for you to furnish this office with proof of your marriage to Nellie Green, mother of your minor child.

The best evidence of this would be either the original or a certified copy of your marriage certificate. If you are unable to furnish either the original or a certified copy thereof, you should procure the affidavits of two or more disinterested witnesses who were present at the marriage of yourself and Nellie Green.

This matter should receive your prompt attention and the required evidence furnished on or before February 11, 1907. Your failure to furnish the same may deprive your minor child of such rights to enrollment as a Choctaw freedman as she may have.

Respectfully,

Commissioner.

17-HB-460.

Muskogee, Indian Territory, February 18, 1907.

Frank Green,
Atoka, Indian Territory.

Dear Sir:

In the matter of the application for the enrollment of your minor child, E. M. Green as a Choctaw freedman, you are advised that it will be necessary for you to furnish this office with proof of your marriage to Nellie Green, the mother of your minor child.

The best evidence would be either the original or a certified copy of your marriage certificate. If you are unable to furnish either the original or a certified copy thereof, you should forward the affidavits of two or more disinterested witnesses who were present at the marriage of yourself and Nellie Green.

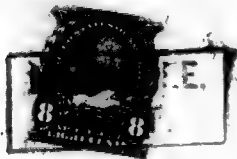
This matter should receive your prompt attention and the required evidence furnished immediately. Your failure to furnish the same may deprive your child of such rights to enrollment as a Choctaw freedman as such child may have.

Respectfully,

Commissioner.

$$\frac{m}{m} = 1$$

100



APR
21
104M
1907
IND. T.

Frank Green

RETURNED
Atoka, Indian Territory

303

Choc. M. Fr. 461

Nellie Elizabeth Kendricks

M. Fr. 461

461

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

Nellie Elizabeth Kendricks

Decline to receive Feb 15 1907

Record Forwarded Department. Feb 15 1907

Action Approved By Secretary of Interior
Mar 2 1907

Notice of Departmental Action Forwarded
Attorneys for Choctaw And Chickasaw Nations
Apr. 12 1907.

Notice of Departmental Action Mailed
Apr. 12 1907

ACT OF CONGRESS APPROVED APRIL 26, 1906

461

IN RE
Application for Enrollment of
MINOR CHILD

Act of Congress Approved
April 26, 1906.

Nellie Elizabeth Kendrick
as a citizen of

Choc Nation.
Choctaw Freedmen

Approved..... 190...

.....
Commissioner.

NB-461

January 15, 1907

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MIXED. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choc Nation,
of Nellie Elizabeth Kendrick born on the 27 day of August 1904.
(Here insert name of child)
Name of Father: Edmond Kendrick a citizen of the Non-Citizen Nation.
Name of Mother Eliza Kendrick a citizen of the Choc Nation.
Tribal enrollment of father: ----- Tribal enrollment of mother: 1453, Freedmen
Postoffice Tuskahoma, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Central District.

I, Eliza Kendrick, on oath state that I am, 30
years of age and a citizen by Freedmen of the Choctaw Nation;
that I am the lawful wife of Edmond Kendrick, who is a citizen, by
Non-Citizen of the ----- Nation; that a female child was
[Male or Female]
born to me on 27 day of August 1904; that said child has been named
Nellie Elizabeth Kendrick and was living March 4, 1906.

eliza kendrick

WITNESSES TO MARK:

[Must be Two Witnesses] { -----

Subscribed and sworn to before me this 14th day of Jan 1906 7

(SEAL)

P. W. Hudson

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Central District.

I, Delilah McKinney, a Midwife, on oath state that I
attended on Eliza Kendrick, wife of Edmond Kendrick
on the 27 day of Aug 1904; that there was born to her on said date a female
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named Nellie Elizabeth Kendrick.

WITNESSES TO MARK:

[Must be Two Witnesses] { D. O. Nail
J. A. Maslay

Subscribed and sworn to before me this 14th day of Jan 1906

My Com. Expires Dec. 29 - 1909

(SEAL)

P. W. Hudson

Notary Public.

17722 461

Indian Territory)
Central District) SS

This is to certify that upon the 22nd. day of February, 1905 Eliza Kendrick appeared before me and made application for the enrollment of her female child as a Choctaw freedman and made affidavit before me that she gave birth to a female child on August, 27th. 1904, and that Lila McKinney also came before me on same date and made affidavit to the fact that she acted as midwife to said Eliza Kendrick on said date and that said Eliza Kendrick wife of Edmund Kendrick gave birth to a female child on August, 27th. 1904.

signed. R. D. Francis

(SEAL)

Notary Public within and
for Central Dist. Ind. Ter.
(SEAL)

My commission expires Jany. 8th. 1908.

17-MB-461.
W A B

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the alleged application for the enrollment of Nellie Elizabeth Kendrick as a Choctaw freedman.

D E C I S I O N

It appears from the record herein that on January 15, 1907, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Nellie Elizabeth Kendrick as a Choctaw freedman.

It appears from the record herein and from the records of this office that the applicant was born August 27, 1904, and is the daughter of Kliza Kendrick whose name appears opposite No. 1453 upon the final roll of Choctaw freedmen approved by the Secretary of the Interior April 8, 1903, and Edmond Kendrick, a non-citizen.

It does not appear from the records of this office that any application of any nature whatsoever had been received for the enrollment of the applicant prior to July 26, 1906.

I am of the opinion that inasmuch as no application was made for the enrollment of Nellie Elizabeth Kendrick as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906, (34 Stats., 137), I am therefore, without authority to receive or consider or make any record of any application for her enrollment as such; that I should decline to receive the same and it is so ordered.



Commissioner.

Muskogee, Indian Territory,

FEB 15 1907

17-MH-451.

COPY

Muskogee, Indian Territory, February 15, 1907.

Edmond Kendricks,

Tuskahoma, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 15, 1907, declining to receive the application for the enrollment of Nellie Elizabeth Kendrick as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Jame Dixby*

Commissioner.

Registered
Incl. 17-MH-451.

17-NB-461.

COPY

Maskogee, Indian Territory, February 15, 1907.

Mansfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 15, 1907, declining to receive the application for the enrollment of Nellie Elizabeth Kendrick as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *James Bixby*

Commissioner.

Incl. 17-NB-461.

COPY

Muskegee, Indian Territory, February 15, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Nellie Elizabeth Kendrick as a Choctaw freedman, including the decision of the Commissioner to the Five Civilized Tribes, dated February 15, 1907, declining to receive said application.

Respectfully,

SIGNED *James Bixby*

Commissioner.

2 Incl. 17-NB-451.

Through the
Commissioner of Indian Affairs.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

O.K.

L28

D.C. 12433-1907.

I.T.B. 6196, 6216, 6220, 6224-07.
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6798, 6806, 6816, 6826-07.
6828, 6830-07.

March 2, 1907.

(DIRECT)

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decision be affirmed are enclosed:

Title of Case.	Title of Your Letter of Transmittal.
Richard Floyd (Freedman),	February 13, 1907.
Dave and Addie May Bailey (Freedmen),	February 13, 1907.
Archie and Laron McKinney (Freedmen),	February 14, 1907.
Henie Cochran (Freedman),	February 13, 1907.
Nancy Cole and Lisa Ellen Cole (Freedmen),	February 14, 1907.
H. G. Seale, et al.,	February 14, 1907.
Hasell and Laveter Artry, (Freedmen),	February 14, 1907.
Nellie J. Wilson et al.,	December 28, 1906.
Russ and Evaline Jackson,	February 14, 1907.
Ida Bell Bennett,	February 15, 1907.

Title of Case.	Date of Your Letter of Transmittal.
Nemie Warner et al., (Freedman),	February 16, 1907.
Katie Simpson et al.,	February 16, 1907.
Raymond Henry Davis,	February 14, 1907.
Nancy T. Wilson et al., (Miss. Choc.),	February 12, 1907.
J. H. Hill and Newton Hill,	January 25, 1907.
Flora Lee Spring (Freedman),	February 12, 1907.
William Edgar and Oscar Jeffreys, (Miss. Choc.),	February 11, 1907.
Celestine Pierce (Freedman),	February 13, 1907.
Nisk Cubit (Freedman),	February 13, 1907.
Lauretia Hadnot et al.,	February 15, 1907.
Susan A. Baird,	February 15, 1907.
William Allen Gee (Miss. Choc.),	February 12, 1907.
Ella Williams (Freedman),	February 13, 1907.
Ida Colbert,	February 12, 1907.
Mable Everidge (Freedman),	February 15, 1907.
Duckie May Mabrie (Freedman),	February 15, 1907.
Cornelius and Vanda Riddle (Freedmen),	February 15, 1907.
Jimmie Lee Alexander (Freedman),	February 13, 1907.
Fred M. Patterson et al.,	February 15, 1907.
Ed Childers et al., (Freedmen),	February 12, 1907.
Lizzie Dennis (Freedman),	February 15, 1907.
Hellen D'Grace McMarty,	February 12, 1907.
Mable Bailey and Susa Anna Bailey (Freedmen),	February 13, 1907.
John Louis (Freedman),	February 15, 1907.
Amanda Hutchy (Freedman),	February 15, 1907.
Natt Davis et al.,	February 15, 1907.
Marjie Record (Freedman),	February 15, 1907.
Laura Henry (Freedman),	February 14, 1907.
Ollie Webster (Freedman),	February 15, 1907.
James McCall,	February 15, 1907.
Nellie Elizabeth Kendrick (Freedman),	February 15, 1907.
Elwood Judy (Freedman),	February 15, 1907.
Oscar Brown (Freedman),	February 15, 1907.
Verna Verniti Bryant,	February 13, 1907.
Richard A. Parry (Freedman),	February 15, 1907.
James Luke Tubbs (Miss. Choc.),	February 20, 1907.
Elmina Berryman (Miss. Choc.),	February 20, 1907.
Ethel Rogers (Miss. Choc.),	February 20, 1907.

A copy hereof and all the papers in the above mentioned

-2-

cases have been sent to the Indian Office.

Respectfully,

Jesse E. Wilson,

Assistant Secretary.

48 inc. and 96 inc.
for Ind. Of.

W.C.P.

3/3/07

947/180

Refer in reply to the following:

LAND
17184-1907.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 28, 1907.

C O P Y

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed the record of proceedings in the matter of the application for the enrollment of Nellie Elizabeth Kendrick, as a Choctaw freedman, including the decision of Commissioner Bixby, dated February 15, 1907, adverse to the applicant.

The decision of Commissioner Bixby has been examined, is found to be correct, and its approval is recommended.

Very respectfully,

C. F. Larrabee,

KRM-LO.

Acting Commissioner.

17-73-461

Muskogee, Indian Territory, April 12, 1907.

Edmond Kendricks,

Tuskahoma, Indian Territory.

Dear Sir:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 15, 1907, declining to receive the application for the enrollment of Nellie Elizabeth Kendrick as a Choctaw freedman.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

17-XB-461

Muskogee, Indian Territory, April 12, 1907.

Mansfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 3, 1907, the Secretary of the Interior affirmed the decision of this office of February 15, 1907, declining to receive the application for the enrollment of Nellie Elizabeth Kendrick as a Choctaw freedman.

Respectfully,

Geo. D. Rodgers.

~~ACTING~~ Commissioner.

17-676

Muskogee, Indian Territory, January 22, 1907

Edmond Kendrick,

Tuskahoma, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Eliza Kendrick and Delilah McKinney to the birth of Nellie Elizabeth Kendrick, child of Edmond and Eliza Kendrick, August 27, 1904.

You are advised that the time within which applications could be received for the enrollment of minor children of citizens of the Choctaw and Chickasaw Nations under the Act of Congress approved April 26, 1906, expired July 25, 1906.

Respectfully,

Commissioner.

17-676

Muskogee, Indian Territory, January 28, 1907.

Edmond Kendrick,

Tuskahoma, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Eliza Kendrick and Delilah McKinney to the birth of Nellie Elizabeth Kendrick, child of Edmond and Eliza Kendrick, August 27, 1904.

You are advised that the time within which applications could be received by the Commissioner to the Five Civilized Tribes for the enrollment of minor children under the Act of Congress approved April 26, 1906, expired July 25, 1906.

It is claimed that an application was made for the enrollment of your child above named prior to July 25, 1906, you should appear at this office any time during the month of January 1907, for the purpose of presenting testimony relative to the submission of such application.

Respectfully,

Commissioner.

17-NE-461

Muskogee, Indian Territory, February 8, 1907.

Eliza Kendrick,

Tuskahoma, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of your letter of January 28, 1907, in which you state that you made out application for Nellie Elizabeth Kendrick in February 1906 and sent it to the person you were instructed to, and that you did not know that it was necessary for you to make out another application.

In reply to your letter you are advised that this case is now receiving consideration and when a decision is reached you will be notified of the action taken therein.

Respectfully,

Commissioner.

17-NB-461

Muskogee, Indian Territory, April 27, 1907.

Edmond Kendrick,

Tuskahoma, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of April 20, 1907, in which you ask if Nellie Elizabeth Kendrick has been approved and if filing can be made for her.

In reply to your letter you are advised that on February 15, 1907, the Commissioner to the Five Civilized Tribes rendered a decision declining to receive the application for the enrollment of Nellie Elizabeth Kendricks as a minor Choctaw freedman under the Act of Congress approved April 26, 1906, and on March 2, 1907, this action was approved by the Secretary of the Interior. This case is therefore considered closed.

Respectfully,

Commissioner.

Choc. M. Fr. 462

Edgar Riddle

Cornelious Riddle

Vaneda Riddle

M. Fr. 462

MINOR ENROLLMENT

CHOCTAW FREEDMAN

Edgar Riddle
Cornelious Riddle
Vaneda Riddee

2 & 3 Decline to receive Feb 15 1907

#1 GRANTED Feb 18 1907

2 & 3 Record Forwarded Department. Feb
18 1907.

Action Approved By Secretary of Interior.
Mar 2 1907.

Notice of Departmental Action Forwarded
Attorneys for Choctaw And Chickasaw
Nations. Apr 12 1907.

Notice of Departmental Action Mailed
Applicant. Apr. 12 1907.

ACT OF CONGRESS APPROVED APRIL 20, 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment
of Edgar Riddle as a Choctaw freedman.

17-NB) 462.

17-NB-462

JAN 25 1907

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

Edgar Riddle
.....
Frederick
as a citizen of

Chickasaw
..... Nation.
CHICKASAW NATION

Approved..... 190...

Commissioner.

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the ^{Freedman} Chickasaw Nation,
 of Edgar Riddle, born on the 30th day of July, 1904
 [Here insert name of child]
 Name of Father: John Riddle a citizen of the ^{Freedman} Choctaw Nation.
 Name of Mother: Harriet Cheadle a citizen of the ^{Freedman} Chickasaw Nation.
 Tribal enrollment of father: Choctaw Tribal enrollment of mother: Chickasaw
 Postoffice: Wiley, O. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Southern District.

I, Harriet Cheadle on oath state that I am about 36
 years of age and a citizen by ^{Freedman} birth of the Chickasaw Nation;
 that I am the lawful wife of John Riddle who is a citizen ^{Freedman} by
^{birth} of the Choctaw Nation; that a Male child was
 [Male or Female]
 born to me on 30th day of July, 1904; that said child has been named
Edgar Riddle and was living March 4, 1906.

Harriet Cheadle

WITNESSES TO MARK:

B. G. Graham
 [Must be Two] Wm. Gaddis
 Witnesses

Subscribed and sworn to before me this 23rd day of January, 1907.H. Schneider

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Southern District.

I, Basha Medlock a midwife on oath state that I
 attended on Harriet Cheadle wife of John Riddle
 on the 30th day of July, 1904; that there was born to her on said date a Male
 [Male or Female]
 child; that said child was living March 4, 1906, and is said to have been named Edgar Riddle.

Basha Medlock

WITNESSES TO MARK:

B. G. Graham
 [Must be Two] Wm. Gaddis
 Witnesses

Subscribed and sworn to before me this 23rd day of January, 1907.H. Schneider

Notary Public.

DEPARTMENT OF THE ARMY
Commissioner to the Five Civil Tribes
FILED

FEB 13 1907


Commissioner

U. S. of America }
Indian Territory }
Southern District }

We Henderson Cheadle and
Mary Kemp on oath state that
John Riddle {John Johnson} and
Harriet Cheadle were married by
Rev. B. S. Kemp, at the residence of
Mary Kemp about 21 years ago
and that we are well acquainted
with all parties.

Witnesses

Williammas

I am on this one

Henderson^{his} Cheadle^{mark}
Mary^{her} Kemp^{mark}

Subscribed and sworn to
before me this 11th day of
February 1907

H. Schneider
Notary Public
S. Dist. Ind. Terr.

DEPARTMENT OF
Commissioner to the F. C. C.

FILED

FEB 13 1907


Commissioner.

United States of America
Indian Territory
Southern District

B. J. Kemp do

Solemnly swear that I performed
the Marriage ^{ceremony} of John Riddle as
John Johnson to Harriet Cheadle
about 21 years ago, That I am a
minister of the Gospel and am
recorded in the third judicial division
of Ind. Ter, in Book A page 149
But was a minister before we had
to be recorded as such.

Witnesses

B. G. Graham
J. M. Milligan

J. S. Kemp
Min

Subscribed and sworn to before me
this 11th day of February 1907

H. Schneider
Notary Public

17-NB -462.

W-A-R

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Edgar Riddle as a Choctaw freedman.

D E C I S I O N

It appears from the record herein that on January 25, 1907, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Edgar Riddle as a Choctaw freedman.

It appears from the records of this office and from the record herein that Edgar Riddle is the son of John Riddle a Choctaw freedman and of Harriet Cheadle a Chickasaw freedman.

It does not appear from the records of this office that any formal application was made for the enrollment of said applicant as a Choctaw freedman prior to July 26, 1906.

It appears from the records of this office that on February 24, 1906, there was filed with this office a petition praying for the transfer of the name of the applicant, among others, from the roll of Chickasaw freedmen to the roll of citizens by blood of the Chickasaw Nation and that said petition was denied by the Commissioner to the Five Civilized Tribes June 13, 1906, and on the same date was forwarded to the Department of the Interior.

I am of the opinion that the petition above referred to establishes that an application was made for the enrollment of Edgar Riddle as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906, (34 Stats., 137), and that the same should be determined upon its merits according to the opinion of the Assistant Attorney-General for the Department of the Interior of November 15, 1906, (I. T. D. 22746-1906), and it is so ordered.



Commissioner.

Muskogee, Indian Territory,

FEB 18 1907

17-NB-462.
W.A.B.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment
of Edgar Riddle as a Choctaw freedman.

D E C I S I O N .

It appears from the record herein that application was
duly made to the Commissioner to the Five Civilized Tribes
for the enrollment of Edgar Riddle as a Choctaw freedman within
the time limited by the provisions of the Act of Congress
approved April 26, 1906, (34 Stats., 137).

It further appears from the record herein and from the
records of this office that the applicant was born July 30,
1904, was living March 4, 1906, and is the son of John Riddle,
whose name appears opposite No. 2717 upon the final roll of
Choctaw freedmen approved by the Secretary of the Interior
June 11, 1903, and Harriett Cheadle, whose name appears as
Harriet Johnson, opposite No. 3404 upon the final roll of
Chickasaw freedmen approved by the Secretary of the Interior
April 10, 1903.

I am of the opinion that Edgar Riddle should be
enrolled as a Choctaw freedmen under the provisions of the
Act of Congress approved April 26, 1906, (34 Stats., 137),
as amended by the Act of Congress approved June 21, 1906,
(34 Stats., 325), and it is so ordered.


COMMISSIONER

Muskogee, Indian Territory,

FEB 1 1907

17-NB-462.

COPY

Muskogee, Indian Territory, February 23, 1907.

John Riddle,

Wiley, Indian Territory.

Dear Sir:-

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 18, 1907, granting the application for the enrollment of Edgar Riddle as a Choctaw freedman.

You are hereby advised that the name of Edgar Riddle has been placed upon a schedule of Choctaw freedmen to be submitted to the Secretary of the Interior for his approval. You will be notified of Departmental action thereon.

Respectfully,

SIGNED *Tama Bixby*

Commissioner.

Registered.
Incl. 17-NB-462

17-NB-462

COPY

Muskogee, Indian Territory, February 23, 1907.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw & Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 18, 1907, granting the application for the enrollment of Edgar Riddle as a Choctaw freedman.

You are hereby advised that the name of Edgar Riddle has been placed upon a schedule of Choctaw freedmen to be submitted to the Secretary of the Interior for his approval. You will be notified of Departmental action thereon.

Respectfully,

Samuel L. Dixey

Commissioner.

Registered.
Incl. 17-NB-462.

17-NB-462 Jan 25 1907

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

Cornelious Riddle

...Vaneda Riddle.....

as a citizen of

Choctaw Nation.

~~Choctaw Freedmen~~

Approved..... 190...

.....
Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

Freedman

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Chickasaw Nation,
of Cornelius Riddle and Vaneda Riddle (twins) 28 day of December 1905
[Here insert name of child]
Name of Father: John Riddle a citizen of the Choctaw Nation.
Name of Mother: Har iett Cheadle a citizen of the Chickasaw Nation.
Tribal enrollment of father: Choctaw Tribal enrollment of mother: Chickasaw
Postoffice: Wiley, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }
I, Har iett Cheadle on oath state that I am about 36
Freedman years of age and a citizen by Birth of the Chickasaw Nation;
that I am the lawful wife of John Riddle, who is a citizen, by freedman
Birth of the Choctaw Nation; that a male and female child were
born to me on 28th day of December 1905; that said child has been named
Cornelius Riddle and Vaneda Riddle were living March 4, 1906.
(SEAL) Har iett X Cheadle
mark

WITNESSES TO MARK:

[Must be Two Witnesses] { B. G. Graham
Wn Gaddis

Subscribed and sworn to before me this 23rd day of January 1906.

H. Schneider

Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }
I, Eliza Hill a midwife on oath state that I
attended on Mrs. Har iett Cheadle wife of John Riddle and one Female
on the 28th day of December 1905 that there was born to her on said date one male
ren [Male or Female]
child; that said child was living March 4, 1906, and is said to have been named Cornelius Riddle
her
and Vaneda Riddle
Eliza X Hill
(SEAL) mark

WITNESSES TO MARK:

[Must be Two Witnesses] { J. W. Morris
W. A. Walker

Subscribed and sworn to before me this 24th day of Jan 1906.

W. H. Walker

Notary Public

17-140

Muskogee, Indian Territory, January 29, 1907.

John Riddle,

Wiley, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Harriett Cheadle and Eliza Hill to the birth of Cornelious Riddle and Vaneda Riddle, children of John Riddle and Harriet Cheadle, December 28, 1905; also affidavits of Harriett Cheadle and Basha Medlock to the birth of Edgar Riddle, child of John Riddle and Harriett Cheadle July 30, 1904.

You are advised that the time within which applications could be received for the enrollment of minor children of Choctaw freedmen under the Act of Congress approved April 25, 1906, could be received expired July 25, 1906.

If it is claimed that an application has been made for the enrollment of your children above named, prior to July 25, 1906, you should appear at this office immediately for the purpose of presenting testimony relative to the submission of such application.

Respectfully,

Commissioner.

17-NB-462.

W-A-B

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the alleged application for the enrollment of Cornelious Riddle and Vaneda Riddle as Choctaw freedmen.

D E C I S I O N

It appears from the records herein that on January 25, 1907, there were received by the Commissioner to the Five Civilized Tribes written applications for the enrollment of Cornelious Riddle and Vaneda Riddle as Choctaw freedmen.

It does not appear from the records of this office that any applications of any nature whatsoever had been received for the enrollment of the applicants prior to July 26, 1906.

On January 29, 1907, John Riddle was notified that if it was claimed that applications had been made for the enrollment of the applicants as Choctaw freedmen prior to July 26, 1906, he should appear at the general office at Muskogee, Indian Territory, immediately and give testimony relative to the submission of said applications within the time limited by the provisions of the Act of Congress approved April 26, 1906, (34 Stats., 137). No evidence was offered in support of said applications.

I am of the opinion that inasmuch as no applications were made for the enrollment of Cornelious Riddle and Vaneda Riddle as Choctaw freedmen within the time limited by the provisions of the Act of Congress approved April 26, 1906, (34 Stats., 137), I am therefore, without authority to receive or consider or make any record of any applications for their enrollment as such and that I should decline to receive the same and it is so ordered.



Commissioner.

Muskogee, Indian Territory,
Feb 15 1907

17-NB-462.

COPY

Muskogee, Indian Territory, February 15, 1907.

John Riddle,

Wiley, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 15, 1907, declining to receive the application for the enrollment of Cornelious Riddle and Vaneda Riddle as Choctaw freedmen.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tamie Dixby*

Commissioner.

Registered
Incl. 17-NB-462.

17-NB-462.

COPY

Muskogee, Indian Territory, February 15, 1907.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 15, 1907, declining to receive the application for the enrollment of Cornelious Riddle and Vaneda Riddle as Choctaw freedmen.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tame Bixby*

Commissioner.

Incl. 17-NB-462.

COPY

Muskogee, Indian Territory, February 15, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Cornelious Riddle and Vaneda Riddle as Choctaw freedmen, including the decision of the Commissioner to the Five Civilized Tribes, dated February 15, 1907, declining to receive said application.

Respectfully,

SIGNED

James Bixby

Commissioner.

2 Incl. 17-NB-462.

Through the
Commissioner of Indian Affairs,

DEPARTMENT OF THE INTERIOR,

LES

WASHINGTON.

D.C. 12633-1907.

I.T.D. 6196, 6216, 6220, 6224-07.
 6236, 6246, 6266, 6272-07.
 6286, 6286, 6290, 6302-07.
 6306, 6478, 6480, 6486-07.
 6492, 6506, 6508, 6514-07.
 6518, 6530, 6532, 6536-07.
 6672, 6674, 6688, 6692-07.
 6696, 6700, 6704, 6722-07.
 6724, 6734, 6736, 6740-07.
 6742, 6758, 6782-07.
 6786, 6786, 6796-07.
 6798, 6806, 6816, 6826-07.
 6828, 6830-07.

March 2, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,

Washkgee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are enclosed:

Title of Case.	Title of Your Letter of Transmittal.
Richard Floyd (Freedman),	February 13, 1907.
Dave and Addie May Bailey (Freedman),	February 13, 1907.
Ardahia and Laron McKinney (Freedman),	February 16, 1907.
Bonnie Cochran (Freedman),	February 13, 1907.
Mammy Cole and Liza Ellen Cole (Freedman),	February 14, 1907.
E. C. Seale, et al.	February 14, 1907.
Wassell and Laveter Artry, (Freedman),	February 14, 1907.
Willie J. Gideon et al.,	December 28, 1906.
Rena and Evaline Jackson,	February 14, 1907.
Ida Nell Bennett,	February 16, 1907.

Title of Case.	Date of Your Letter of Transmittal.
Howie Warner et al., (Freedman);	February 16, 1907.
Katie Simpson et al.,	February 16, 1907.
Raymond Henry Davis,	February 14, 1907.
Nancy T. Wilson et al., (Miss. Choc.),	February 12, 1907.
J. H. Hill and Newton Hill,	January 25, 1907.
Flora Lee Spring (Freedman),	February 12, 1907.
William Edgar and Oscar Jeffreys, (Miss. Choc.),	February 11, 1907.
Celestine Pierce (Freedman),	February 13, 1907.
Risk Cubitt (Freedman),	February 13, 1907.
Lucretia Hadnot et al.,	February 15, 1907.
Susan A. Baird,	February 15, 1907.
William Allen Gee (Miss. Choc.),	February 12, 1907.
Elia Williams (Freedman),	February 13, 1907.
Ida Colbert,	February 12, 1907.
Mable Everidge (Freedman),	February 15, 1907.
Duckie May Mabrie (Freedman),	February 15, 1907.
Cornelius and Vaneda Riddle (Freedmen),	February 15, 1907.
Jimmie Lee Alexander (Freedman),	February 13, 1907.
Fred M. Patterson et al.,	February 15, 1907.
Ed Childers et al., (Freedmen),	February 12, 1907.
Lizzie Dennis (Freedman),	February 15, 1907.
Hellen B'Grace McMurry,	February 12, 1907.
Mable Bailey and Susan Anna Bailey (Freedman),	February 13, 1907.
John Louis (Freedman),	February 15, 1907.
Amanda Mutchy, (Freedman),	February 15, 1907.
Hatt Davis et al.,	February 15, 1907.
Marjie Record (Freedman),	February 15, 1907.
Laura Henry (Freedman),	February 14, 1907.
Ollie Webster, (Freedman),	February 15, 1907.
James McCall,	February 15, 1907.
Hellie Elizabeth Kendrick (Freedman),	February 15, 1907.
Elwood Judy (Freedman),	February 15, 1907.
Oscar Brown (Freedman),	February 15, 1907.
Verna Vernitti Bryant,	February 13, 1907.
Richard R. Perry (Freedman),	February 15, 1907.
Kames Luke Tubbs (Miss. Choc.),	February 20, 1907.
Elmina Berryman (Miss. Choc.),	February 20, 1907.
Ethel Rogers (Miss. Choc.),	February 20, 1907.

A copy hereof and all the papers in the above mentioned

-1

-1-

cases have been sent to the Indian Office.

Respectfully,

Jesse E. Wilson,

48 inc. and 96 inc.
for Ind. Of.

Assistant Secretary.

V.S.P.

3/3/07.

947/342

--Copy--

Refer in reply to the following:

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

Land.
17192-1907.

February 28, 1907.

The Honorable,

The Secretary of the Interior?

Sir:

There is enclosed the record of proceedings in the matter of the application for the enrollment of Cornelious Riddle and Vaneda Riddle as Choctaw freedmen, including the decision of Commissioner Bixby dated February 15, 1907, adverse to the applicant.

The decision of Commissioner Bixby has been examined and found to be correct and its approval is recommended.

Very respectfully,

C. F. Larrabee,

KRM, Ph.

Acting Commissioner.

17-48-462

Muskogee, Indian Territory, April 12, 1907.

John Riddle,

Wiley, Indian Territory.

Dear Sir:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 15, 1907, declining to receive the application for the enrollment of Cornelious Riddle and Vanda Riddle as Choctaw freedmen.

Respectfully,

Sco. D. Rodgers.

ACTING Commissioner.

Muskogee, Indian Territory, April 12, 1907.

Manfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 15, 1907, declining to receive the application for the enrollment of Cornelious Riddle and Veneda Riddle as Choctaw freedmen.

Respectfully,

E. D. Rodgers

ACTING Commissioner.

17-N.B.-462.

Muskogee, Indian Territory, February 5, 1907.

John Riddle,

Wiley, Indian Territory.

Dear Sir:-

In the matter of the application for the enrollment of your minor child, Edgar Riddle, as a Choctaw freedman, you are advised that it will be necessary for you to furnish this office with proof of your marriage to Harriet Cheadle, the mother of said child.

The best evidence of this would be either the original or a certified copy of your marriage certificate. If you are unable to furnish either the original or a certified copy thereof, you should procure the affidavits of two or more disinterested witnesses who were present at the marriage of yourself and Harriet Cheadle.

This matter should receive your prompt attention and the required evidence furnished on or before February 11, 1907. Your failure to furnish the same may deprive your minor child of such rights to enrollment as a Choctaw freedman, as he may have.

Respectively,

Commissioner.

17-NB-462

Muskogee, Indian Territory, February 14, 1907.

John Riddle,

Wiley, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavit of I.
S. Kemp and joint affidavit of Henderson Cheadle and Mary Kemp
to the marriage of John Riddle as John Johnson and Harriet Cheadle.

Respectfully,

Commissioner.

31051-1907
17-WB-462

Muskegee, Indian Territory, July 5, 1907.

John Riddle,

Wiley, Indian Territory.

Dear Sir:

Your letter of June 24, 1907, addressed to the United States Indian Agent has been by him referred to this office for consideration and appropriate action. Therein you state that in July 1906 application was made for the enrollment of two of your minor children Vernada and Cornelius Johnson Riddle, children of yourself and Harriett Johnson a Chickasaw freedman; you state that a mistake was made by the Notary and the application was made out for these children as Chickasaw freedmen while you are a Choctaw freedman.

In reply to your letter you are advised that the application was made for the enrollment of your children Cornelius and Vanada Riddle as Choctaw freedmen, but on February 16, 1907, the Commissioner to the Five Civilized Tribes declined to receive the same for the reason that the application was not received at this office prior to July 25, 1906 and on March 2, 1907 this action was approved by the Secretary of the Interior.

Respectfully,

Commissioner.

17-NB-462

Muskegee, Indian Territory, February 20, 1907.

John Riddle,

Wiley, Indian Territory.

Dear Sir:

Your letter of January 30, 1907, addressed to the Secretary of the Interior has been by him referred to this office for consideration and appropriate action. Therein you ask concerning the enrollment of your children Cornelious Riddle, Vaneda Riddle and Edgar Riddle as Choctaw freedmen. You also ask if it will be necessary for you to make bond before you can be appointed guardian for these children.

In reply to your letter you are advised that the name of Edgar Riddle will be placed upon a schedule of minor Choctaw freedmen under the Act of Congress approved April 26, 1906, to be forwarded to the Secretary of the Interior.

You are further advised that the Commissioner to the Five Civilized Tribes on February 15, 1907, declined to receive the applications for the enrollment of Cornelious and Vaneda Riddle as Choctaw freedmen and on the same date the record in this case was forwarded to the Department. You will be notified of such action

J. R. #2

as is taken therein by the Department.

The appointment of guardians of minor children is a matter which is within the jurisdiction of the United States Court.

Respectfully,

Commissioner.

Choc. M. Fr. 463

Pearley Hills

MINOR

463

ENROLLMENT

CHOCTAW FREEDMAN

Pearley Hills

GRANTED Feb 12 1907

463

REFER IN REPLY TO THE FOLLOWING:

17-465

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, January 18, 1907.

Amelia Hills,

Grant, Indian Territory.

Dear Madam:--

It appears from the records of this office that on February 12, 1906, there was filed with the Commissioner to the Five Civilized Tribes a petition praying for the transfer of the name, among others of your minor child, Pearlle Hills, from the roll of Choctaw freedmen to the roll of citizens by blood of the Choctaw Nation, but there was no proof of birth filed for your said minor child, Pearlle Hills.

In order that the rights of your said minor child, Pearlle Hills, may be properly determined you are advised that it will be necessary for you to furnish this office with proof of birth of said minor child and in order to assist you in this matter, there is enclosed herewith blank proof of birth which you should have properly executed and return to this office not later than January 25, 1907.

This matter should receive your prompt attention and your neglect or failure to furnish the required proof may deprive your said child of such rights to enrollment as a Choctaw freedmen as such child may have.

Respectfully,

B.C. Ing.-MVS.

Commissioner.

REFER IN REPLY TO THE FOLLOWING:

17-465

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, January 29, 1907.

Jim Hill,

Hugo, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Amelia Hill and Carry Davis to the birth of Pearley Hill, child of Jim and Amelia Hill, May 5, 1904.

You are advised that it does not appear from the records of this office that application has been made for the enrollment of your child prior to July 25, 1906, and the time within which applications could be received for the enrollment of minor children of citizens of the Choctaw and Chickasaw Nations under the Act of Congress approved April 26, 1906, expired July 25, 1906, and there is now no authority for the reception of original applications.

Respectfully,

Commissioner.

17-NB-463.
W.A.P.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Pearlie Hill as a Choctaw freedman.

D E C I S I O N

It appears from the record herein that on January 24, 1907, there was received by the Commissioner to the Five Civilized Tribes a written application for the enrollment of Pearley Hill as a Choctaw freedman.

It does not appear from the records of this office that any formal application was made for the enrollment of said applicant as a Choctaw freedman prior to July 26, 1906. It appears, however, that on February 12, 1906, there was filed with this office a petition praying for the transfer of the name of the applicant as Pearley Hill, among others, from the roll of Choctaw freedmen to the roll of citizens by blood of the Choctaw Nation. Said petition was denied by the Commissioner to the Five Civilized Tribes June 19, 1906, and on the same date was forwarded to the Department of the Interior.

I am of the opinion that the petition above referred to establishes that an application was made for the enrollment of Pearley Hill as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906, (34 Stat., 137); that the same should be determined upon its merits in accordance with the opinion of the Assistant Attorney-General for the Department of the Interior of November 15, 1906 (I.T.D. 22746-1906)', and it is so ordered.



Commissioner.

Muskogee, Indian Territory,

FEB 12 1907

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Pearley Hill (or Hills) as a Choctaw freedman.

D E C I S I O N

It appears from the record herein that application was duly made to the Commissioner to the Five Civilized Tribes for the enrollment of Pearley Hill (or Hills) as a Choctaw freedman within the time limited by the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the records of this office that the applicant was born on May 5, 1904, and was living March 4, 1906, and is the daughter of Amelia Hills, whose name appears opposite number 1014 on the final roll of Choctaw freedmen approved by the Secretary of the Interior March 6, 1903, and Jim Hill, a non-citizen.

I am therefore of the opinion that Pearley Hills should be enrolled as a Choctaw freedman under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), as amended by the Act of Congress approved June 21, 1906 (34 Stats., 325), and it is so ordered.



Commissioner.

Muskogee, Indian Territory,

FEB 12 1907

17-NB-463

COPY

Muskogee, Indian Territory, February 12, 1907.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw & Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:-

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 12, 1907, granting the application for the enrollment of Pearley Hills as a Choctaw freedman.

You are hereby advised the name of Pearley Hills will be placed upon the next schedule of Choctaw freedmen to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED *Tams Bixby*
Commissioner.

17-NB-463

COPY

Muskogee, Indian Territory, February 12, 1907.

Jim Hills,

Hugo, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 12, 1907, granting the application for the enrollment of Pearley Hills as a Choctaw freedman.

You are hereby advised that the name of Pearley Hills will be placed upon the next schedule of Choctaw freedmen to be submitted to the Secretary of the Interior for his approval.

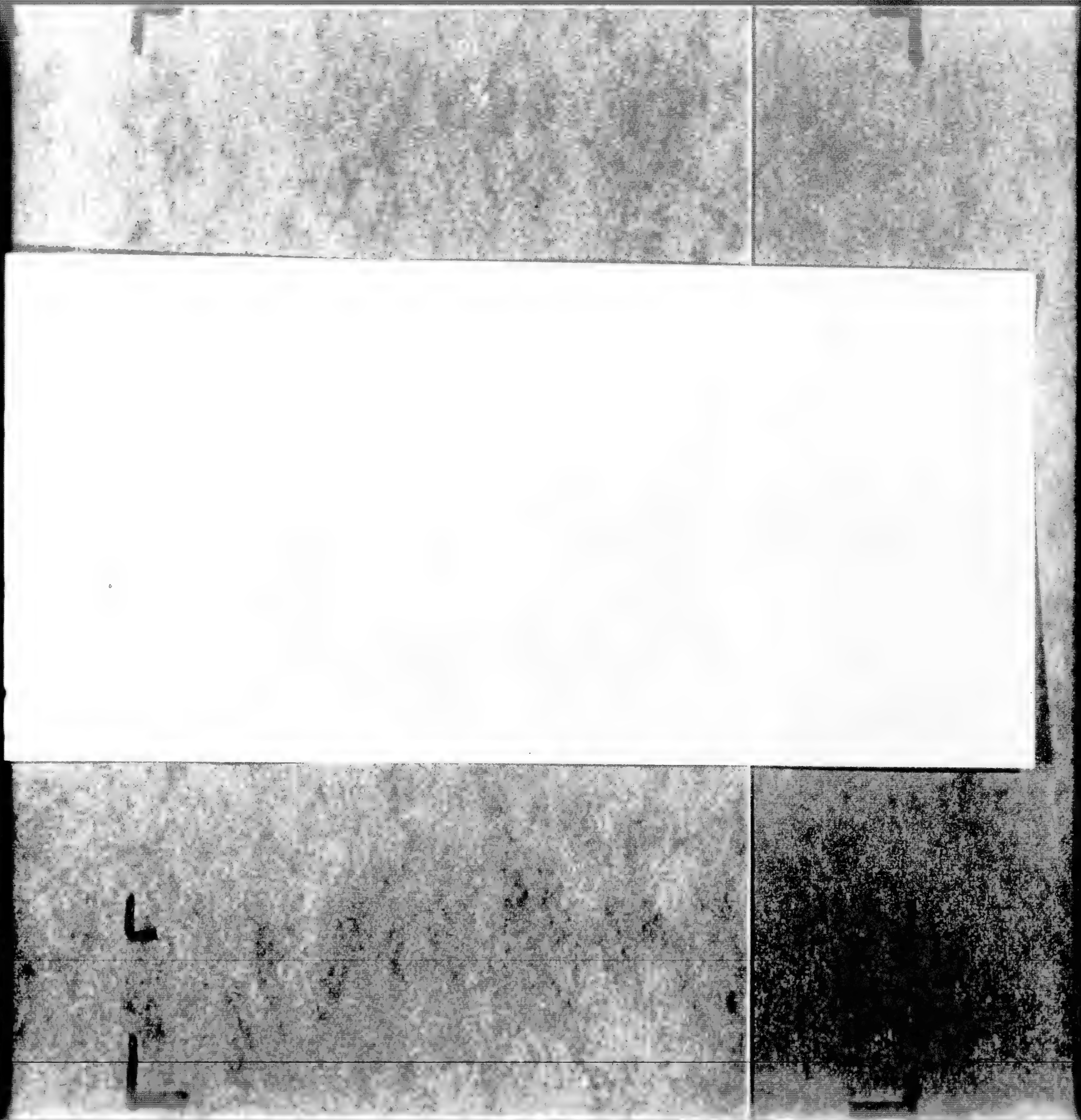
Respectfully,

SIGNED *Tams Dixby*

Commissioner.

Incl. 17-NB-463

Registered.



Choc. M. Fr. 464

Marjie Record

M. Fr. 464

MINOR

464

ENROLLMENT
CHOCTAW FREEDMAN

Marjie Record

Decline to receive Feb 15 1907

Copy of Decision Forwarded Applicant
Feb 15 1907.

Copy of Decision Forwarded Attorneys
for Choctaw And Chickasaw Nations . Feb.
15 1907.

Record Forwarded Department. Feb 15 1907.

Action Approved By Secretary of Interior.
Apr. 12 1907.

Notice of Departmental Action Forwarded
Attorneys For Choctaw And Chickasaw
Nations. Apr. 12 1907.

Notice of Departmental Action Mailed
Applicant Apr. 12 1907.

ACT OF CONGRESS APPROVED APRIL 26, 1906

464

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Marjie Record

as a citizen of

Choctaw

CGOCTAW FREEDMEN Nation.

Approved..... 190...

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Marjie Record born on the 30 day of July, 1904.
(Here insert name of child)
Name of Father: Newton Record a citizen of the Choctaw Nation.
Name of Mother: Laura Record a citizen of the Choctaw Nation.
Tribal enrollment of father: Choctaw Tribal enrollment of mother: Choctaw
Postoffice: Sawyer, Ind Territory.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
.....Central..... District. }

I, Laura Record, on oath state that I am 25
years of age and a citizen by adoption of the Choctaw Nation;
that I am the lawful wife of Newton Record, who is a citizen, by
adoption of the Choctaw Nation; that a Female child was
(Male or Female)
born to me on 30th day of July, 1904.; that said child has been named
Marjie Record and was living March 4, 1906. & is now living
Laura Record

(SEAL) WITNESSES TO MARK:

[Must be Two Witnesses] { James Rolins
M.W. Gross

Subscribed and sworn to before me this 28th day of January, 1906
My Commission Expires 12/14/1907. R.E. Rowells
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
.....Central..... District. }

I, Edith Russell, a Mid-Wife, on oath state that I
attended on Laura Record, wife of Newton Record
on the 30th day of July, 1904.; that there was born to her on said date a Female
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named Marjie Record, & is now
living.

WITNESSES TO MARK:

[Must be Two Witnesses] { James Rolins
M.W. Gross
(SEAL)

Subscribed and sworn to before me this 28th day of January, 1906
R.E. Rowells
Notary Public.

17-NB-464
S.E.P.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Marjie Record as a Choctaw freedman.

-: D E C I S I O N :-

It appears from the record herein that on January 29, 1907, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Marjie Record as a Choctaw freedman.

It further appears from the record herein and from the records of this office that Marjie Record was born July 30, 1904, and that she is the daughter of Newton Record whose name appears opposite No. 5376 upon the final roll of Choctaw freedmen approved by the Secretary of the Interior May 28, 1906.

It does not appear from the records of this office that any application of any nature whatsoever was ever made for the enrollment of said applicant as a Choctaw freedman prior to July 26, 1906.

Section two of the Act of Congress approved April 26, 1906 (34 Stats., 137), provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled".

I am of the opinion that inasmuch as application was not made for the enrollment of Marjie Record as a Choctaw freedman within the time limited by the provisions of the above Act, I am without authority to receive or consider any application for her enrollment as such, and that therefore, I should decline to receive or consider the same, and it is so ordered.


Commissioner.

Muskogee, Indian Territory.

FEB 15 1907

17-NB-464

COPY

Muskogee, Indian Territory, February 15, 1907.

Newton Record,

Sawyer, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 15, 1907, declining to receive or consider the application for the enrollment of Marjie Record as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Jane Bixby*

Commissioner.

Registered.

Incl. 17-NB-464

17-NB-464

COPY

Muskogee, Indian Territory, February 15, 1907.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 15, 1907, declining to receive or consider the application for the enrollment of Marjle Record as a Choctaw freedman.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED

Tamr Bixby

Commissioner.

Incl. 17-NB-464

COPY

Muskogee, Indian Territory, February 15, 1907.

The Honorable,

The Secretary of the Interior:

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Marjie Record as a Choctaw freedman, including the decision of the Commissioner to the Five Civilized Tribes, dated February 15, 1907, declining to receive or consider said application.

Respectfully,

SIGNED *J. W. Dixon*

Commissioner of

2 Incl.

Through the
Commissioner of Indian Affairs.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

YP

LRS

O. K.

D.C. 12633-1907.

I.T.I. 6196, 6216, 6220, 6224-07.
6236, 6246, 6266, 6272-07.
6286, 6288, 6290, 6302-07.
6306, 6478, 6480, 6486-07.
6492, 6506, 6508, 6514-07.
6516, 6530, 6532, 6536-07.
6672, 6674, 6688, 6692-07.
6696, 6700, 6704, 6722-07.
6724, 6734, 6736, 6740-07.
6742, 6758, 6782-07.
6786, 6788, 6796-07.
6798, 6806, 6816, 6826-07.
6828, 6830-07.

March 2, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases
adverse to the applicants are hereby affirmed. Copies of Indian
Office letters submitting your reports and recommending that
the decisions be affirmed are enclosed:

Title of Case.	Title of Your Letter of Transmittal.
Richard Floyd (Freedman),	February 13, 1907.
Dave and Addie May Bailey (Freedmen),	February 13, 1907.
Ardahia and Larce McKinney (Freedmen),	February 16, 1907.
Honie Cochran (Freedman),	February 13, 1907.
Manay Cole and Liza Ellen Cole (Freedmen),	February 14, 1907.
E. C. Seale, et al.,	February 14, 1907.
Nazell and Laveter Artry, (Freedmen),	February 14, 1907.
Nellie J. Gideon et al.,	December 28, 1906.
Emma and Evaline Jackson,	February 14, 1907.
Ida Bell Bennett,	February 15, 1907.

Title of Case.	Date of Your Letter of Transmittal.
Hamie Warner et al., (Freedmen),	February 16, 1907.
Katie Simpson et al.,	February 16, 1907.
Raymond Henry Davis,	February 14, 1907.
Nancy T. Wilson et al. (Miss. Choc.),	February 12, 1907.
J. H. Hill and Newton Hill,	January 25, 1907.
Flore Lee Spring (Freedman),	February 12, 1907.
William Edgar and Oscar Jeffreys,	
(Miss. Choc.),	February 11, 1907.
Celestine Pierce (Freedman),	February 13, 1907.
Hisk Gubit (Freedman),	February 13, 1907.
Lucretia Hadnot et al.,	February 15, 1907.
Susan A. Baird,	February 15, 1907.
William Allen Gee (Miss. Choc.),	February 12, 1907.
Bila Williams (Freedman),	February 13, 1907.
Ida Colbert,	February 12, 1907.
Mable Everidge (Freedman),	February 15, 1907.
Duckie May Mahrie (Freedman),	February 15, 1907.
Cornelius and Vaneda Riddle (Freedmen),	February 15, 1907.
Jimmie Lee Alexander (Freedman),	February 13, 1907.
Fred M. Patterson et al.,	February 15, 1907.
Ed Childers et al., (Freedmen),	February 12, 1907.
Lizade Dennis (Freedman),	February 15, 1907.
Hellen D'Grace McMurty,	February 12, 1907.
Mable Bailey and Susa Anna Bailey	
(Freedmen),	February 13, 1907.
John Louis (Freedman),	February 15, 1907.
Amanda Mutchy (Freedman),	February 15, 1907.
Matt Davis et al.,	February 15, 1907.
Margie Record (Freedman),	February 15, 1907.
Laura Henry (Freedman),	February 14, 1907.
Ollie Webster (Freedman),	February 15, 1907.
James McCall,	February 15, 1907.
Nellie Elizabeth Kendrick (Freedman),	February 15, 1907.
Elwood Judy (Freedman),	February 15, 1907.
Oscar Brown (Freedman),	February 13, 1907.
Verna Verniti Bryant,	February 15, 1907.
Richard R. Perry (Freedman),	February 20, 1907.
James Luke Tubbee (Miss. Choc.),	February 20, 1907.
Elmina Berryman (Miss. Choc.),	February 20, 1907.
Ethel Rogers (Miss. Choc.),	February 20, 1907.

A copy hereof and all the papers in the above mentioned

-3-

cases have been sent to the Indian Office.

Respectfully,

Jesse E. Wilson,

Assistant Secretary.

48 inc . and 96 ino.
for Ind. Of.

W.C.F.
3/3/07.

947/181

Refer in reply to the following:

DEPARTMENT OF THE INTERIOR,

LAND

OFFICE OF INDIAN AFFAIRS,

17183-1907.

WASHINGTON.

February 28, 1907.

C O P Y

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed the record of proceedings in the matter of the application for the enrollment of Marpie Record, as a Choctaw freedman, including the decision of Commissioner Bixby, dated February 15, 1907, adverse to the applicant.

The decision of Commissioner Bixby has been examined, is found to be correct, and its approval is recommended.

Very respectfully,

C. F. [Signature]

HEM-1C.

Acting Commissioner.

17-33-464

Muskogee, Indian Territory, April 12, 1907.

Newton Record,

Sawyer, Indian Territory.

Dear Sir:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 15, 1907, declining to receive or consider the application for the enrollment of Marjia Record as a Choctaw freedman.

Respectfully,

Geo. D. Rodgers.

ACTING Commissioner.

17-NB-464

Muskogee, Indian Territory, April 12, 1907.

Mansfield McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of February 15, 1907, declining to receive or consider the application for the enrollment of Marjie Record as a Choctaw freedman.

Respectfully,

Geo. B. Poole

ACTING Commissioner.

Choc. M. Fr. 465

Lena Scott

M. Fr. 465

MINOR

ENROLLMENT

CHOCTAW FREEDMAN

Lena Scott

GRANTED Feb 12 1907

ACT OF CONGRESS APPROVED APRIL 20, 1906

465

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment as a
Choctaw freedman of

LENA SCOTT.....17-NB-465.

17-143-465 JAN 28 1907

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Lena Scott

as a citizen of

Chectaw

Nation.

CHECTAW

Approved..... 190...

Commissioner.

1713.465

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
 of Lena Scott, born on the 22 day of December, 1902
[Here insert name of child]
 Name of Father: Louis Scott a citizen of the _____ Nation.
 Name of Mother: Emma Scott a citizen of the Choctaw Nation.
 Tribal enrollment of father: _____ Tribal enrollment of mother: Choctaw.
 Postoffice: Hogville, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Central District.

I, Emma Scott, on oath state that I am thirty-three
 years of age and a citizen by marriage of the Choctaw Nation;
 that I am the lawful wife of Louis Scott, who is a citizen, by
 _____ of the _____ Nation; that a female child was
[Male or Female]
 born to me on 22 day of December, 1902; that said child has been named
Lena Scott, and was living March 4, 1906.

x Emma Scott

WITNESSES TO MARK:

[Must be Two
Witnesses]Hickman PrinceSubscribed and sworn to before me this 25 day of Jan, 1906Sam. C. Rynd

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Central District.

I, Lusinda Prince, Lusinda Prince mid-wife, on oath state that I
 attended on Emma Scott, wife of Louis Scott,
 on the 22 day of Dec, 1902; that there was born to her on said date a female
[Male or Female]
 child; that said child was living March 4, 1906, and is said to have been named
Lena Scott.

x Lusinda Prince

WITNESSES TO MARK:

[Must be Two
Witnesses]Hickman PrinceJ. O. K. F. M.Subscribed and sworn to before me this 25 day of Jan, 1906Sam. C. Rynd

Notary Public.

my com & p. April 17/1907

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Lena Scott, as a Choctaw freedman.

D E C I S I O N .

It appears from the record herein that on January 28, 1907, there was received by the Commissioner to the Five Civilized Tribes written application for the enrollment of Lena Scott as a Choctaw freedman.

It does not appear from the records of this office that any formal application was made for the enrollment of said applicant as a Choctaw freedman prior to July 26, 1906. It appears, however, that on February 12, 1906, there was filed with this office a petition praying for the transfer of the name of the applicant, among others, from the roll of Choctaw freedmen to the roll of citizens by blood of the Choctaw Nation. Said petition was denied by the Commissioner to the Five Civilized Tribes June 19, 1906, and on the same date was forwarded to the Department of the Interior.

I am of the opinion that the petition above referred to establishes that application was made for the enrollment of Lena Scott as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), and that the same should be determined upon its merits in accordance with the opinion of the Assistant Attorney General for the Department of the Interior of November 15, 1906 (I.T. D. 22746-1906), and it is so ordered.



Commissioner.

Muskogee, Indian Territory,

FEB 12 1907

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Lena Scott as a Choctaw freedman.

D E C I S I O N .

It appears from the record herein that application was duly made to the Commissioner to the Five Civilized Tribes for the enrollment of Lena Scott as a Choctaw freedman within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the records of this office that said applicant was born on the 22nd day of December, 1902, and was living March 4, 1906, and is the daughter of Emma Scott whose name appears as Emma Prince opposite number 1009 upon the final roll of Choctaw freedmen approved by the Secretary of the Interior March 6, 1903, and Louis Scott, a non-citizen.

I am, therefore, of the opinion that Lena Scott should be enrolled as a Choctaw freedman under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), as amended by the Act of Congress approved June 21, 1906 (34 Stats., 325), and it is so ordered.



Commissioner.

Muskogee, Indian Territory,

FEB 12 1907

17-WP-465

COPY

Muskogee, Indian Territory, February 12, 1907.

Louis Scott,

Frogville, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 12, 1907, granting the application for the enrollment of Lena Scott as a Choctaw freedman.

You are hereby advised that the name of Lena Scott will be placed upon the next schedule of Choctaw freedmen to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED *Jame Bixby*

Commissioner.

Registered.

Incl. 17-1339

COPY

Muskogee, Indian Territory, February 12, 1907.

Mahafie Id, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 12, 1907, granting the application for the enrollment of Lena Scott as a Choctaw freedman.

You are hereby advised that the name of Lena Scott will be placed upon the next schedule of Choctaw freedmen to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED *Tame Bixby*

Commissioner.

Registered.

Incl. 17-1539

17-464

Muskogee, Indian Territory, January 19, 1907.

Mama Scott,

Frogville, Indian Territory.

Dear Madam:

It appears from the records of this office that on February 12, 1906, there was filed with the Commissioner to the Five Civilized Tribes a petition praying for the transfer of the name, among others, of your minor child, Lena Scott, from the roll of Choctaw freedmen to the roll of citizens by blood of the Choctaw Nation, but there was no proof of birth filed for your said minor child.

In order that the rights of your said minor child, Lena Scott, as a Choctaw freedman may be properly determined you are advised that it will be necessary for you to furnish this office with proof of birth of said child and in order to assist you in this matter there is enclosed herewith blank proof of birth which you should have properly executed and returned to this office not later than January 28, 1907.

This matter should receive your prompt attention and your neglect or failure to furnish the required proof may deprive your child of such rights to enrollment as a Choctaw freedmen as such child may have.

Respectfully,

B. C. Env.

Commissioner.

17-464

Muskogee, Indian Territory, January 31, 1907.

Emma Scott,

Frogsville, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of the affidavits of Emma Scott and Lusinda Prince to the birth of Lena Scott, child of Louis Scott and Emma Scott, December 22, 1902, and the same have been filed in the matter of the enrollment of your child, Lena Scott.

Respectfully,

Commissioner.

END
OF
ROLL

